

THE
CALCUTTA GAZETTE.

JANUARY TO JUNE, 1852.



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The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press by NOON of THURSDAYS and FRIDAYS; and of a few hours only, before 5 p.m. of those days.

SATURDAY, JANUARY 3, 1852.

No. 3994.

Foreign Department,

Camp Jellalabad, 27th December 1851.

NOTIFICATIONS.—The Most Noble the Governor General is pleased to make the following Appointments:—

" 4th Regt. of Infantry, Punjab Irregular Force.

" Lieutenant A. T. Wilde, Second in Command, to officiate as Commandant, vice Captain G. W. G. Bristow, resigned.

" Lieutenant M. Petrie, Adjutant, to officiate as Second in Command, vice Lieutenant Wilde.

" Ensign F. M'C. Turner, of the 29th Regt. N. I., to act as Adjutant, vice Lieutenant Petrie.

" 4th Regiment of Infantry, Sikh Local Corps.

" Ensign G. Wheeler, of the 29th N. I., to be Adjutant, vice Lieutenant O. E. Rothaeu.

" *Kotah Contingent.*

" Lieutenant E. St. George, of the 1st European Bengal Fusiliers, to officiate as Second in Command during the absence, on leave, of Lieutenant Denny."

No. 4007.

The Most Noble the Governor General is pleased to confirm the following Extract from Station Orders issued by Major Prendergast, Commanding at Asseer:—

" *Amee, 17th November 1851.*

" Lieutenant Jones, in charge Left Wing 5th Punjab Infantry, will entertain a Boister to accompany the party ordered on duty yesterday with Lieutenant Hutchinson, of the Engineers.

No. 4011.

The Most Noble the Governor General is pleased to confirm the following Extract from Orders issued by Captain Townshend, Commandant Bhopal Contingent, dated Lahore, 1st December 1851:—

" Lieutenant and Adjutant F. A. V. Thurburn will officiate as Second in Command of the Bhopal Contingent, in addition to his own duties."

No. 4013.

Lieutenant C. H. Nicholetts, Assistant to the Resident, Nipal, received temporary charge of the Nipal Residency, from the Hon'ble J. G. Mackine, on the 11th December.

No. 4016.

The Most Noble the Governor General is pleased to confirm the Order issued by Brigadier F. Staker, C. B., Commanding the Rajpootana Field Force, dated 29th ultimo, appointing Assistant Surgeon Inman, M. D., of the 23rd Regiment Native Light Infantry "to officiate as Civil Surgeon at Ajmere, from the 1st December, on the departure of Dr. Macnay, to Bombay, and until the arrival of the Medical Officer permanently appointed to that Station."

H. M. REILLY,

*Secy. to the Govt. of India,
with the Govr. Genl.*

*General Orders by the Most Noble the Governor
General of India.*

Camp Jellalabad, the 23rd December 1851.

The following Notification, from the Foreign Department, is re-published in General Orders:

No. 3921.

Foreign Department,

Camp Shahjehanpore, dated 20th December 1851.

NOTIFICATION.—The Most Noble the Governor General has been pleased to appoint Lieutenant Colonel Mackeson, C. B., to be Commissioner of Peshawur, the operation of G. O. 10th February 1851 being in this case suspended by special permission of the Honorable the Court of Directors.

(Signed) H. M. REILLY,

*Secy. to the Govt. of India,
with the Govr. Genl.*

J. STEART CHAMBERS,

*Secy. to the Govt. of India, Mil. Dept.,
with the Govr. Genl.*

Camp Allahgunge, 24th December 1851.

The following Notifications, from the Foreign Department, are re-published in General Orders:

No. 3945.

Camp Kaul, 22nd December 1851.

NOTIFICATIONS.—The Most Noble the Governor General is pleased to confirm the Contingent Order issued by Captain James, Commanding the Kotah Contingent, dated 30th ultimo, directing

Ensign and Adjutant W. H. Beynon to officiate as Second in Command, in addition to his own duties as Adjutant.

No. 3950.

The Most Noble the Governor General is pleased to grant Lieutenant A. G. Davidson, Officiating Second in Command Meerwar Bheel Corps, leave of absence, from the 22nd November to 18th December 1851, on private affairs.

No. 3958.

Camp Jellalabad, 23rd December 1851.

The Most Noble the Governor General is pleased to confirm the following Extract from Regimental Orders issued by Captain Crewe, Commanding the 5th Regiment Punjab Infantry.—

" Dehra Ghazee Khan, 20th Novr. 1851.

" The disbursement of the following sums is authorized:

" For the Carriage of the Tents of No. 3 Company, from Assee to Dehra Ghazee Khan, Rs. 2-8.

" For the Carriage of the Sick of No. 5 Company, ordered from Assee to Dehra Ghazee Khan, Rs. 6-8.

" For the Carriage of the Tents of the Light Company, from Assee to Dehra Ghazee Khan, Rs. 2-5.

" For the Carriage of the Sick of the Light Company, from Assee to Dehra Ghazee Khan, Rs. 6-12.

" For the Carriage of the Tents of No. 6 Company, proceeding to Assee via Mithunpat, Rs. 2-12.

" For the Carriage of the Tents of the Grenadier Company, proceeding to Assee, Rs. 2-4."

(Signed) H. M. ELLIOT.

*Secy. to the Govt. of India,
with the Govr. Genl.*

J. STUART, Colonel.

*Secy. to the Govt. of India, Mys. Dept.,
with the Govr. Genl.*

Camp Futzburgh, 26th December 1851.

The following Notification, from the Foreign Department, is re-published in General Orders:

No. 3978.

Foreign Department.

Camp Allangur, the 24th December 1851.

NOTIFICATION.—The Governor General is pleased to make the following transfer of Appointments:—

Lieutenant R. H. Keatinge, Deputy Bheel Agent, is permitted to return to his former appointment of Assistant Superintendent of Nimar.

Ensign St. J. Mildmay, lately nominated Assistant Superintendent of Nimar, is appointed Deputy Bheel Agent.

(Signed) H. M. ELLIOT,

*Secy. to the Govt. of India,
with the Govr. Genl.*

J. STUART, Colonel.

*Secy. to the Govt. of India, Mys. Dept.,
with the Govr. Genl.*

Camp Futzburgh, 27th December 1851.

The services of the undermentioned Officers are placed at the disposal of the Foreign Department:—

Ensign G. Wheeler, 29th Regiment Native Infantry.

Lieutenant E. St. George, 1st European Bengal Fusiliers.

J. STUART, Colonel.

*Secy. to the Govt. of India, Mys. Dept.,
with the Govr. Genl.*

Camp Jellalabad, Home Department, Legislator.

The 26th December, 1851.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 26th December 1851, with the assent of the Most Noble the Governor General of India, which has been read andengrossed.

Ordered, that the Act be promulgated for general information.

Act No. XVI. of 1851.

An Act for the trial of Receivers of Stolen Property.

For the trial of Receivers of Stolen Property where the principal is tried, or where the Property is found in their possession, or where the receiving takes place, it is enacted as follows:—

I. Every person who receives any Chattel Money, Valuable Security, or other Property whatsoever, knowing the same to have been feloniously or unlawfully stolen, taken, obtained, or converted, whether charged as an accessory after the fact to the felony, or with a substantive felony, or with a misdemeanor only, may be dealt with, indicted, tried, and punished in any place in which he shall have, or shall have had, any such property in his possession, or in any place in which the party guilty of the principal felony or misdemeanor may by law be tried, or in the place where he actually received such property.

FRED. JAS. HALLIDAY,

Secy. to the Govt. of India.

Camp Jellalabad, Home Department, Legislator.

The 19th December, 1851.

The following Draft of a proposed Act was read in Council for the first time on the 19th December 1851.

ACT NO. —— OF 1851.

An Act to repeal Act No. II. of 1848, and to confer certain powers on the Commissioners for the improvement of the Town of Calcutta.

Whereas by Section —— of Act No. —— of 1852, it is, among other things, enacted that certain funds therin mentioned should be applied by the Commissioners for the improvement of the Town of Calcutta in the formation of Tanks and Aqueducts, for the conveyance of water to all parts of the Town; in the opening and widening of Streets and Squares in the Town; in filling up stagnant pools of water, holes in the earth, and all receptacles for filth and rubbish, and in removing obstructions on the roads, and to the accumulation of air; in cleansing, repairing, lighting and watering the roads and streets; in constructing new drains and sewers and cleansing and repairing, or filling up and abolishing old drains and sewers; and improving and embellishing the said Town generally. And whereas it is expedient that the said Commissioners should be invested with further powers for the effectual accomplishment of the purposes aforesaid, it is hereby enacted as follows:

I. Act II. of 1848 and the Bye Law or Regulation, for the Good Order and Civil Government of the Settlement of Port William in Bengal, passed in Council on the 28th day of October 1814, are hereby repealed.

II. The said Commissioners may, subject to confirmation or disallowance by the Governor of Bengal, nominate, appoint and employ, respectively, such Surveyors, Inspectors and other necessary Officers and Servants as may be necessary or proper for the execution of the powers hereby vested in them; and such Surveyors, Inspectors, Officers and Servants shall receive such salaries as to the Governor of Bengal shall seem meet.

III. The management and control over all the streets within the said Town of Calcutta, existing at the time of the passing of this Act, and of all parts of the said Town, which shall hereafter become streets, and the pavements and other materials therein, and all erections and buildings, materials, implements or other things provided for the said streets by or under the authority of the Governor of Bengal, or by the Magistrates of Calcutta, or by the said Commissioners, and also the management and control of all public tanks, aqueducts and canals, and of all sewers and drains, whether public or private, now made or hereafter to be made within the said Town, are hereby vested in the said Commissioners for the purposes of this Act.

IV. The said Commissioners, by and with the consent of the Governor of Bengal, may lay out, make, build and construct streets within the said Town, and may alter and widen narrow streets, regard being had to the compensation of owners of lands which may be required to be vested in the said Commissioners for any such purposes. Provided always, that it shall not be lawful for the said Commissioners, or any other person, to make or lay out any new street unless the same, being a carriage road, be at least 50 feet wide, exclusive of the drains at the sides thereof, or not being a carriage road, be at least 20 feet wide, exclusive of the drains at the sides thereof.

V. The said Commissioners, with the consent and approbation of the Governor of Bengal, shall pave and water such of the public streets existing in the said Town at the time of the passing of this Act, or at any future time, as they shall think fit, and it shall be lawful for the said Commissioners to excavate and provide convenient tanks or runs of water through the said Town, and to sink wells, and lay, erect, and place pipes, gutters, conduits and pumps in any of the said streets, and may remove and alter the same when and as the said Commissioners shall think proper.

VI. The said Commissioners, by and with the consent of the said Governor of Bengal, may, by agreement or in conformity with the provisions of Act XXII. of 1847, purchase or take absolutely, or on lease for such terms as they may think fit, any water-works, streams of water, lands, fixtures or other property, which the said Commissioners may deem it necessary to purchase, or take for any work or purpose which they are required or authorized to do and execute under this Act, or the said Act No. of 1852, and when the said Commissioners take and purchase any lands for the purposes of this Act otherwise than with the consent of the owners and occupiers thereof, they shall, in exercising the powers so given, be subject to the provisions and restrictions contained

in the said Act No. XXII. of 1847, and the said Commissioners shall make to the owners and occupiers of and all other parties interested in any such lands taken for the purposes of this Act full compensation for the value of the lands so taken, and for all damages sustained by such owners, occupiers and other parties by reason of the exercise as regards such lands, of the powers vested in the Commissioners by this Act, and the amount of such compensation shall be determined in the manner provided by the said Act No. XXII. of 1847, for determining questions of compensation with regard to lands purchased or taken under the provisions thereof; and all the provisions of the said Act No. XXII. of 1847, shall be applicable to determine the amount of any such compensation, and to enforce the payment or other satisfaction thereof.

VII. The Commissioners, by and with the consent of the Governor of Bengal, may sell or dispose of any lands or other property vested in them under the powers herein, or in the said Act No. XXII. of 1847, contained, which it may appear to the Commissioners may be properly sold or disposed of, and for completing and carrying any such sale of lands into effect, the Commissioners may make and execute a conveyance of the lands sold and disposed of, as aforesaid unto the purchaser or as he shall direct, and such conveyance shall be under the hands of three of the Commissioners, and under the seal of the Commissioners, and a receipt, under the hands of three of the Commissioners, shall be a sufficient discharge to the purchaser of any such lands for the purchase money in such receipt expressed to be received, and the money to arise from such sale shall be applied to such of the purposes of this Act as the Commissioners shall think fit.

VIII. The said Commissioners may, from time to time as they shall see fit, widen, deepen, embank, alter, arch over, amend, clean and scour out all or any of the sewers or drains within the said Town as may be necessary, and also cleanse and drain off into any sewers or drains, or otherwise abate all stagnant pools, ditches, tanks and other receptacles of foul water and filth existing within the said Town, whether the same be the private property of any person or persons or otherwise, and the said Commissioners, if they shall think fit, may take up, stop, fill in, and discontinued any sewer or drain which they shall deem useless or unnecessary.

IX. Every Commissioner and the Surveyor to the Commissioners, with such subordinate officers or persons as they may require shall, when it shall be necessary or convenient for the purpose of making any survey or examination of any sewers or drains, or of making or repairing, or cleansing any sewers, drains, or works within the said Town, or of carrying into execution any of the powers entrusted to the Commissioners by this Act, or Act No. of 1852, have full power and authority, at all reasonable hours in the day time, to enter, examine and lay open, or to direct their subordinate officers to enter, examine and lay open, any house, building or other erection, or any lands, without being liable to any action at law or suit in equity or any other legal proceedings or molestation whatsoever, for

or on account of such entry, examination, or works, or of any thing done, or to be done in any part of any house, building, erection, or land in pursuance of this Act. Provided always, that except in case of emergency, none of the persons above mentioned shall enter, examine or lay open any house, building or other erection, or lands which may be occupied at the time unless with the consent of the occupier thereof, without previously giving the said occupier 24 hours' notice of their intention to do so and of the object thereof. Provided also, that compensation shall be made for any damage occasioned by such entry and works to all persons other than the owners and occupiers of any land or building in respect of which any private drain or sewer, or the state of drainage shall be inspected, cleaned, or repaired, and other than the owners or occupiers of any premises where any nuisance may exist, and other than the person who may have caused such nuisance; and provided also, that in case no nuisance shall be found to exist in or on the house, building or other erection, or lands so entered, examined and laid open as aforesaid, the said Commissioners shall, out of the rates and taxes aforesaid, cause the said house, building, or other erection, or lands, to be restored to the same state and condition in all respects as the same were in before they were so entered, examined or laid open.

X. If any house, building, or wall, or anything affixed thereon within the limits of the said Commissioners in case the said Town be deemed by the said Commissioners or their Surveyor general's buildings, to be in a ruinous state, or badly built, or likely to fall, and also dangerous to passengers or the occupiers of neighbouring buildings, such Surveyor shall immediately cause a proper board or fence to be put up, for the protection of passengers, and shall cause notice in writing to be given to the owner of such house, building, or wall, or other thing, if he be known and resident within the said limits, and shall also cause such notice to be put on the door or other conspicuous part of the said premises, or otherwise to be given to the occupier thereof (if any), requiring such owner or occupier forthwith to take down, secure, or repair such house, building, wall, or other thing, as the case shall require; and if such owner or occupier do not begin to repair, take down, or secure such house, building, wall, or other thing within the space of three days after such notice has been given or put up as aforesaid, and complete the same as speedily as the nature of the case will admit, the said Commissioners shall, with all convenient speed, cause all or so much of such house, building, wall, or other thing, as shall be in a ruinous condition, or badly built, or likely to fall, and also dangerous as aforesaid, to be taken down, required, rebuilt or otherwise secured in such manner as shall be requisite and all the expenses of putting up every such fence, and of taking down, repairing, rebuilding or securing such building, wall, or other thing, shall be paid by the owner thereof, if such owner can be found within the said limits, and if, on demand of the expences aforesaid, he neglect or refuse to pay the same, then such expenses may be levied by distress on the goods and chattels of the owner of the said house, building, wall, or other thing, and any two Commissioners may issue their warrant of distress accordingly.

XI. If any such house, building, wall, or other thing, or any part of the same, be pulled down by virtue of the powers aforesaid, the Commissioners may sell the materials thereof, or so much of the same as shall be pulled down, and apply the proceeds of such sale in payment of the expenses incurred in

respect of such house, building, wall, or other thing, and the Commissioners shall retain any overplus arising from such sale to the owner of such house, building, wall, or other thing on demand; nevertheless the Commissioners, although they sell such materials for the purpose aforesaid, shall have the same remedy for compelling the payment of so much of the said expenses as the same does after the application of the proceeds of such sale, as are hereinbefore given to them for compelling the payment of the whole of the said expenses.

XII. The said Commissioners, by and with the consent of the Governor of Bengal, may construct, make, and lay, or cause to be constructed, made, and laid, such reservoirs, canals, streams, channels, tanks, sewers, drains, bridges, banks, embankments, marshes, dykes, waste-gates, stop-gates, stop-cocks, sluices, tunnels, water-taps, and other works, as shall, in their opinion, be necessary and proper for obtaining water and supplying the same to the said Town, and for the effectual draining and cleansing of the said Town, and for the proper flushing and cleansing out such sewers in and under, across all or any of the streets therein, whether dedicated to the public use or not, and if needful through and across all under-ground cellars, and vaults, which they may find under any of the said streets doing as little damage as may be, and also to cause such and so many rings and openings to be made or let in the sides of the said sewers, as will be sufficient for the making or branching any drain or drains from any or all of the houses built, and which may probably be built, adjoining or near thereto, into any of the said sewers, as the said Commissioners shall think necessary for that purpose; and in case it shall be found necessary for completing any of the aforesaid works to build, carry, or continue the same in, into, through, or over any enclosed lands, or other place not being a public way, it shall be lawful for the said Commissioners to build, carry, or continue the same in, into, through, or over the said lands or other places accordingly, and the said Commissioners shall cause such sewers to communicate with and empty themselves into any public river, stream, canal, or water-course, whether within or without the said Town, or shall cause the refuse from such sewers to be conveyed by an appropriate channel to the most convenient site for its deposit, collection, and sale, and its application as manure for agricultural purposes or otherwise, as they shall deem most expedient, but so that the same shall in no case become a public nuisance or annoyance to the neighbourhood.

XIII. For the purpose of constructing any aqueducts for bringing water to the Town of Calcutta from any place without the local limits of the jurisdiction of Her Majesty's Supreme Court of Judicature, or for the purpose of making sewers or drains to communicate with or empty themselves into any public sewer, lake, stream, canal, or water-course without the said limits, it shall be lawful whenever a plan for any such aqueduct, sewer, or drain shall have been approved by the Governor of Bengal, for every Commissioner, and for the Surveyor and Secretary to the Commissioners, with such Assistants as they may require, to exercise in the construction of such aqueduct, sewer, or drain throughout the line of country through which the said aqueduct, sewer, or drain is to run, all the powers which by this Act it is lawful for them to exercise within the said local

limits, and which may be necessary for the construction of such aqueduct, sewer, or drain, without being subject to any action or molestation whatever for so doing; and it shall also be lawful for any Magistrate of any district through which the said aqueduct, sewer, or drain is to run, in furtherance of the construction of such aqueduct, sewer, or drain, to do such acts as it is by this Act lawful for a Magistrate of the Town of Calcutta to do, in furtherance of any work to be executed by the said Commissioners within the said local limits.

XIV. It shall be lawful for the said Commissioners, instead of executing any works which by this Act they are authorized to execute by contract,

Power to Gov. Power to Com-mis-sioners to exe-cute works by con-tract.
assistan-tants, to execute the same by contract with any individual or company who may be willing to undertake the same, and in that case it shall be lawful for such individual or company to exercise and enjoy all the powers and privileges which by this Act it is lawful for the said Commissioners to exercise and enjoy in the execution of any such works. Provided always that no Commissioner or Officer, or servant of the Commissioners, shall be in any wise concerned or interested in any contract or work made with or executed for the Commissioners, and if any such Commissioner, or Officer, or Servant, be so concerned or interested, or shall, under colour of his office or employment, exact, take, or accept any fee or reward whatsoever, other than his proper salary, wages, fees, and allowances, he shall be incapable of afterwards holding or continuing in any office or employment under the Commissioners, and shall forfeit and pay the sum of Company's Rupees five hundred, which may be recovered by any person, with full costs of suit, by action of debt.

XV. The said Commissioners may, with the consent and approbation of the said Governor, contract and agree with any person for supplying the said Town, or any part thereof, with water, and may also, with the like consent and approbation, contracting to supply the said Town, with water, a lease, for

Power to Com-mis-sioners to con-tract for sup-ply of water, and/or grant leases for that pur-pose.

corporation or person adjoining to, or being within the distance of one hundred yards of the works by this Act authorized to be made, or any part thereof, for the purpose of depositing upon such lands, or any part thereof, any soil, gravel, sand, lime, brick, stone or other materials, or for any other purposes connected with the formation of the said works, without making any previous payment tender, or deposit, the said Commissioners, their Secretary, Surveyor, or other Officer, doing as little damage as may be in the exercise of the several powers hereby granted to them, and making compensation for such temporary occupation or temporary damage of the said lands to the owners and occupiers thereof, from time to time, and as often as any such temporary occupation shall be taken or any such temporary damage done, and making compensation to the owners also for the permanent injury (if any) to such lands; and in case the parties differ respecting the amount of the compensation, or the respective share of several claimants of compensation, then and in every such case the said disputes respectively shall be settled and adjusted by arbitration, or by the verdict of a Jury, summoned and assembled in manner provided in Act No. XXII. of 1847. Provided always that before the said Commissioners make any such temporary use as aforesaid of the lands adjoining or lying near to the said works, they shall give fourteen days' notice of such their intention to the owners and occupiers of such lands, and shall separate and set apart by sufficient fences so much of the lands as shall be required to be used as aforesaid from the other lands adjoining thereto.

XVII. The said Commissioners shall make full compensation out of the rates and taxes to be levied by them to all persons sustaining any damage by reason of the exercise of any of the powers vested in the Commissioners, or other Officers, or servants, under and by virtue of this Act.

XVIII. It shall be lawful for the said Commissioners to direct any prosecution before any Court or Justice of the Peace for any public nuisance whatsoever which shall be permitted or

Power to Com-mis-sioners to pro-secute in cer-tain cases.

the recovery
of any
sums due
to the said
Town, and

XX. It shall be lawful for any of the Commissioners, their Secretary, Surveyor, Inspectors, Overseers or any servants or persons employed by them, and for any Inspector of Police or policeman employed

Powers to Commissioners to arrest unknown offenders without warrant.

in the said Town, and such other person or persons whom he or they shall call to his or their assistance, without any summons, or warrant, or other authority than this Act, to seize and detain any unknown person who shall commit an offence against the provisions of this Act, and to take him before any Justice of the Peace, who is hereby required to proceed and act with respect to such offender or offenders according to the provisions of this Act.

XXI. The Commissioners, or any one of them, or any person appointed by them for that purpose, may at all reasonable times, with or without assistants, enter into and inspect any market, building, shop, stall, or place, kept or used for the sale of butcher's meat, poultry, fish, or vegetables, or as a slaughter-house, and may examine any animal, carcase, meat, poultry, game, flesh, fish, or vegetables which may be therein, and in case any animal, carcase, meat, poultry, game, flesh, fish, or vegetables appear to be intended for the food of man, and to be unfit for such food, may seize, remove, and destroy the same, at the expense of the owner thereof, or the owner, occupier, or farmer of any such public market, bazaar, or slaughter-house, or private shop or stall within the Town wherein the same shall be exposed or allowed to be exposed for sale.

Powers to Commissioners to enter and inspect markets, slaughter-houses, &c., and to seize unwholesome articles exposed for sale.

XXII. The Commissioners, or their Surveyor shall have full power and authority to remove or order the removal of any wall, fence, rail, post, or other obstruction in any street within the said Town, whether the proprietary right to such street shall be in dispute or not; provided always that nothing in this Act shall be construed to give the said Commissioners or their Surveyor power to remove such wall, fence, or other obstruction after the decree or order of any competent Court has

Powers to Commissioners to remove obstructions in streets.

XXIII.

panying their owners or some person in charge of them.

XXVI. The said Commissioners shall, so far as the funds at their disposal will admit, keep in good and sufficient repair every street now, or at any future time existing in the said Town.

Commissioners to repair streets, &c.

XXVII. When any of the streets, sewers, or drains in the said Town are being made, or shall be under repair, the Commissioners or their Surveyor, or other subordinate Officer, shall take proper precautions against danger by shoring up and protecting the adjoining houses, and shall fix and place, or cause to be fixed and placed such and so many bars, chains, or mats across or in any of the said streets to prevent the passing and repassing of carriages, carts, or other vehicles, cattle or horses, during the time of such works and repairs being carried on as shall be necessary, and the said Commissioners and their said Surveyor shall cause any sewer or drain or other works, during the construction or repair thereof by them, to be well and sufficiently lighted during the night to prevent accidents.

Commissioners to take precautions when streets and drains under repair.

XXVIII. The said Commissioners, so far as the funds at their disposal will admit, shall provide lamps for lighting such parts of the said Town as the said Commissioners shall consider to require the same, and shall keep the said lamps in fit order for public use, and shall keep and employ a sufficient number of persons to cleanse, prepare, repair, and light the same, and shall also from time to time, as shall be required, increase or otherwise alter the number and situation of the said lamps as to them shall appear necessary for the lighting of the said town.

Commissioners to light the Town.

XXIX. The said Commissioners and their said Surveyor and other Officers shall cause all the public streets of the said Town, together with the foot-pavements or foot-paths therein, from time to time to be properly swept and cleansed, and all dust, dirt, soil, ashes, rubbish and filth of every sort which may be found thereon, to be cleared and removed therefrom, at such times and in such manner as to them shall seem

Commissioners to keep town clean, remove dirt, &c.

forthwith provide and apply proper traps or other coverings, or such other means as aforesaid so as effectually to prevent such effluvia from exhaling, and the expense incurred thereby shall be paid by the owner of such sewer or drain, to be recovered in manner hereinafter mentioned.

XXXI. If upon the representation of the Surveyor of the Commissioners, and

Commissioners
to issue certificates
prohibiting impro-
per burial-places.

after inquiry by such other ways and means as the Commissioners may think fit to direct, the said Commissioners shall certify, (such certificate to be published in the Government Gazette and in one of the English and Bengalee newspapers respectively usually circulated within the town,) that any burial-ground situated within the said town is in such a state as to be dangerous to the health of persons living in the neighbourhood thereof, or that any church or other place of public worship within the town is dangerous to the health of persons frequenting the same by reason of the state of the vaults or graves within the walls of or underneath the same, and that sufficient means of interment exist within a convenient distance from such burial-ground church, or place of public worship, it shall not be lawful, after a time to be named in such certificate, to bury or permit or suffer to be buried any further corpses or coffins in, within, or under the ground, church, or place of worship to which the certificate relates, except in so far as may be allowed by such certificate, and whosoever after notice of such certificate buries or causes, permits, or suffers to be buried any corpse or coffin contrary to this enactment, shall for every such offence be liable, on conviction before a Justice of the Peace, to a penalty not exceeding Company's rupees two hundred.

XXXII. No vault or grave shall be constructed or made within the walls of or

No vault or
burial-place hence-
forth to be con-
structed without
leave of Com-
missioners.

underneath any church or other place of public worship built in the said Town after the passing of this Act, and no burial-ground shall be made or formed within the said Town after the passing of this Act without the consent of the Commissioners first had and obtained, and whosoever shall bury or cause, permit, or suffer to be buried any corpse or coffin in any vault, grave, or burial-ground constructed, made, or formed contrary to this enactment, shall for every such offence be liable to a penalty not exceeding Company's rupees five hundred, which may be recovered by any person with full costs of suit in an action of debt.

XXXIII. The said Commissioners when ex-

Commissioners
when executing
works to provide
convenient roads,
drains, &c. for use
of adjoining lands
when present roads,
sewers, are stopped
&c.

ecuting any works hereby authorized to be made shall, at their own expense, make and provide a sufficient number of convenient roads, ways, watering-places, wells, watercourses, drains, and channels for the irrigation and for the use of the adjoining lands, and for irrigating the same in those parts where the present roads, ways, watering-places, wells, watercourses, drains, and channels shall and may be taken away or interrupted, injured, or rendered inconvenient or useless by reasons of the execution of the said works, and in case of any difference arising between the said Commissioners and the owners of such adjoining lands, such difference shall be settled by arbitration or by the verdict of a jury summoned and assembled in manner provided in Act. No XXII. of 1847.

XXXIV. The Commissioners or any one of them may sue and be sued at law and in equity in the name of their Secretary for the time being, and no action or suit to be brought or commenced by or against such Secretary in manner aforesaid, shall abate or be discontinued

Commissioners
to sue and be sued
in name of Secre-
tary; execution not
to be sued out till
after six months;
Secretary to be re-
imbursed.

by the death, resignation, or removal of such Secretary; and no execution shall issue or be had in any such action or suit against such Secretary until six months' notice shall have elapsed after final judgment in such action or suit shall have been obtained, and every such Secretary, in whose name or by or against whom any such action or suit shall be brought, commenced, or sued, shall be fully reimbursed and paid all such costs, charges, damages, and expenses as by the event or in consequence of any action, suit, or proceeding he shall pay, sustain, or be put into, or become chargeable with or liable to by reason of his being plaintiff or defendant as aforesaid, or of his name being used as aforesaid, by and out of the funds under the control of the Commissioners; and if any person against whom the Commissioners shall have any claim or demand, take the benefit of or become subject as an insolvent to the operation of any Act for the relief of insolvent debtors, the Secretary of the Commissioners in all proceedings in the insolvency may represent the Commissioners and act in their behalf in all respects as if such claim or demand had been the claim or demand of such Secretary, and not of the Commissioners.

XXXV. The Secretary of the Commissioners

Secretary may
be witness.

being the plaintiff, prosecutor, or defendant, or otherwise acting in any action, suit, or proceeding as aforesaid, shall be competent to be a witness therein, in the same manner as he might have been if his name had not been made use of as the plaintiff, defendant, or otherwise in any such action, suit, or proceeding.

XXXVI. No writ or process shall be issued

No writ to be
sued out against
them till after one
month's notice,
&c.; action to be
brought in six
months; Com-
missioners may ten-
der amends.

out against or served upon any Commissioners or any Secretary, Surveyor, or other Officer or person whomsoever, acting under the direction of the Commissioners for anything done or intended to be done under the powers of this Act, until the expiration of one month next after notice in writing shall have been delivered to him or left at his office or place of abode, explicitly stating the cause of action, and the name and place of abode of the intended plaintiff, and of his attorney or agent in the cause, and upon the trial of any such action the plaintiff shall not be permitted to go into evidence of any cause of action except such as is stated in the notice so delivered, and unless such notice be proved, the Court shall find for the defendant, and every such action shall be brought or commenced within six months next after the accrual of the cause of action, and not afterwards, and if any party shall have committed any irregularity, trespass, or other wrongful proceedings in the execution of this Act or by virtue of any power or authority hereby given, and if before action brought in respect thereof such party shall make tender of sufficient amends to the party injured, such last-mentioned party shall not recover in any such action when brought, and if no such tender shall have been made, it shall be lawful for the defendant in such action, by leave of the Court

where such action shall be pending, at any time before issue joined, to pay into Court such sum of money as he shall think fit, and thereupon such proceedings shall be had as in other cases where defendants are allowed to pay money into Court.

XXXVII. No matter or thing done, or contract entered into by the Commissioners, or any one of them, or by any Secretary, Surveyor, or other Officer or person whomsoever, acting under the direction of the Commissioners, shall, if the matter or thing were done, or the contract were entered into *bond-fide* for the purpose of executing this Act, subject them or any of them personally to any action, liability, claim, or demand whatsoever, and any expense incurred by any such Commissioners, Secretary, Surveyor, or other Officer or person acting as last aforesaid, shall be borne and repaid out of the funds under the control of the Commissioners.

XXXVIII. All the streets existing within the said Town at the time of the passing of this Act, and all parts of the said Town which shall hereafter become streets, and also the pavements, stones and other materials therein, and all erections and building materials, implements or other things provided for the said streets, by or under the authority of the Government of Bengal, or by the Magistrates of Calcutta, or by the said Commissioners, and also all public sewers and drains within the said Town, together with all works, materials and things therewith connected and belonging, existing in the said Town at the time of the passing of this Act, or which shall hereafter be constructed and made therein by the said Commissioners or otherwise, and also all canals, aqueducts, conduits, tunnels, water works, cisterns, pumps, pipes, tanks, reservoirs and wells which now are or shall hereafter be provided or lawfully applied to public use, and which are not the property of any private person, together with all buildings, engines, works, materials and things therewith connected, existing in the said Town at the time of the passing of this Act, or which shall hereafter be constructed and made therein at the costs of the said Commissioners or otherwise, and also all lands lying and belonging to public tanks and Conduits alongside of any street, drain or surroun-

slips of ground belonging to any private person, aqueduct not the property of any private person, appropriated, and also and also all lands belonging to the late Lottery Committee and not legally all dirt, dust, dry and liquid filth, ... bish to be collected from the streets, houses, vires, sewers and cess-pools and elsewhere within the said Town, shall be the property of and are hereby vested in the said Commissioners as Trustees for the purposes of this Act.

XXXIX. Nothing in this Act contained shall be construed to render lawful any act or omission on the part of any person which is, or but for this Act would be deemed and adjudged to be a nuisance at common Law, nor to exempt any person guilty of a nuisance at common Law, from prosecution or action in respect thereof. Provided always, that if any person convicted of an offence under this Act, shall have paid the whole amount adjudged to be paid under such conviction, and the costs thereof, or shall have suffered imprisonment in respect of such offence, in every such case he shall be released from all further or other criminal proceedings for the same offence.

XL. It shall be lawful for any person, at his own expense, to make or branch any drain into any of the sewers vested in the said Commissioners, or authorized to be made by virtue of this Act, or otherwise acquired by the said Commissioners, such drain being made of such a size and in such a manner of communication in all respects as the said Surveyor of the said Commissioners shall direct, and for that purpose to take up and remove so much of the pavement and other materials of any street as may be required, unless the said Commissioners shall consent and agree, which they are hereby authorized to do, to form so much and such portion of such drain as shall lead from the point of communication in such sewer to the extremity of such street, and in case any person shall make or branch any drain into any of the said sewers so vested in the said Commissioners, or authorized to be made, under and by virtue of this Act, of a different size or in a different manner and form of communication than shall be directed or appointed by the said Surveyor, every person so offending shall, for every such offence, forfeit and pay, on conviction before a Magistrate, a sum not exceeding fifty rupees, and in default of payment shall be imprisoned, with or without hard labor, for any period not exceeding one month, and the said Magistrate shall order the said person so offending to alter such drain as required by the said Commissioners within ten days, and in default the said Commissioners shall, at the expense of the maker of such drain, alter or destroy the same as they shall think fit, and in case the expense of making such alteration or destruction shall not be paid by the owner or maker of such drain, the expense incurred thereby shall be recovered in manner hereinafter mentioned.

XLI. It shall be lawful for the said Commissioners to contract and agree with the owners of any houses or other tenements within the said Town, such drains at their expense, to be constructed and made by such owners shall be constructed and made by the Surveyor of the said Commissioners, and the cost price of making such drains, (as certified by the said Surveyor of the said Commissioners,) shall be repaid by such owners to the said Commissioners, and in default of such payment the same may be recovered in the manner hereinafter provided.

XLII. Before beginning to dig or lay the foundations of any new house, building or wall within the said Town, or to rebuild any house, building or wall therein, contiguous or near to any street and not being within the compound wall of any premises, and also before making any sewer or drain

for the purpose of draining water directly or indirectly from any land or tenement into any sewer under the jurisdiction of the said Commissioners, fourteen clear days' notice in writing shall be given to the Secretary to the said Commissioners by delivering the same to him or leaving it at his office by the person intending to build or re-build such house, building or wall, or to make such sewer or drain, and every foundation of any such house, building, or wall, and the drains within the same, shall be laid at such level as the said Surveyor of the said Commissioners shall direct, and so as that no part

of the said house, building, or wall shall project or encroach into or over the adjoining street or drain, and so as that the said drains may be properly built with reference to the adjoining public drains, and every such branch drain shall be made in such direction, manner, and form, and of such materials and workmanship as the said Surveyor shall order, and the building or re-building of any such house, building, or wall shall be under the survey and control of the said Commissioners and their Surveyor so far as may be necessary to prevent any projection or encroachment in or over any street or drain, and to insure that the level of the drains within such house, building, or wall shall be properly built with reference to the public drains; and in default of such notice as aforesaid, or if such building or drain shall be begun, or made without, or in any respect contrary to, any order of the said Surveyor, or of the provisions of this Act, it shall be lawful for the said Commissioners to cause such building to be demolished, and to cause such drain to be re-laid, unfeaded, destroyed, or re-made as the case may require, and to cause the expenses thereof to be levied and re-paid to them from and by the owner thereof in manner hereinafter provided.

XLIII. Every person upon conviction before any Justice of the Peace, on the Penalties for testimony of one or more creditable witnesses shall be liable to a certain offences in the streets. penalty of not more than Fifty Rupees, or in default of payment thereof, to imprisonment for any term not exceeding one month, who, within the limits of the said Town, shall commit any one of the following offences; (that is to say,) .

1. Every person who shall throw or put, or cause or order or allow his servants to throw or put, or from whose premises shall be thrown or put, any dirt, dung, mud, dust, ashes, garden or stable refuse, or rubbish of any kind, or the carcase of any dog or other animal, or any flesh or other part of an animal, or any animal matter, upon any of the public streets except between the hours of midnight and seven in the morning.

2. Every person who shall keep, or allow to be kept, for more than twenty-four hours, any dirt, dung, mud, &c., in houses. dust, bones, ashes, night-soil, or other rubbish of a perishable and noisome kind in or upon any house, out-house, yard, or ground occupied by him.

3. Every person being the owner or occupier of any private tatty, drain, sewer, cesspool, tannery, or receptacle of filth, who shall neglect or refuse to keep the same in a clean and proper state, or to employ proper means to remove any noisome smell or the filth therefrom.

4. Every person being the owner or occupier of any house, hut, or building, whether tenable or otherwise, who shall suffer the same to be in a filthy and unwholesome state, or overgrown with rank and noisome vegetation.

5. Every person who shall cause or allow the water of any sink, sewer, or drain or other offensive liquid matter belonging to him, or running through or being on his land, to run, drain, or be carried into or upon any of the streets, tanks, aqueducts, or reservoirs belonging to the Commissioners, or who shall commit or cause any act whatsoever where-

by the water provided for the domestic use of the inhabitants of the town shall be in any way fouled or corrupted, or who shall throw or put, or cause or order or allow his servants to throw or put, or from whose premises shall be thrown or put, any dirt, dung, mud, dust, ashes, night-soil, garden or stable refuse or other rubbish, into any of the public sewers or drains, or into any reservoirs, tanks, aqueducts, or other water-works belonging to the Commissioners.

6. Every person who shall have or keep any common tattie, privy, or urinal, For keeping common privy without any ground owned or occupied licence. by him within the Town, without a licence first had from the Commissioners under the hand of their Secretary, such licence being granted for one year and renewed or not every year according to the discretion of the Commissioners.

7. Every person being the owner or farmer of any licensed tattie, privy, or For keeping common privies filthy. urinal within the said Town who shall suffer such tattie, privy, or urinal to be kept in a filthy and unclean state, or shall neglect to employ proper means for cleaning and regulating it.

8. Every person who shall wantonly or wilfully destroy, injure, or deface any of the lamps or street-lamps or lamp-posts in the said boards, &c. streets, or extinguish any light therein, or abstract or take away from any of the said lamps any oil or other matter or thing therein, or any part thereof, without the order of the said Commissioners or of their said Surveyor, or who shall wantonly or wilfully destroy, injure, or deface any board bearing on it the name of any street or the number of any building or land within the said Town, or any notice of the said Commissioners fixed or posted up in any public place.

9. Every person who shall displace, take up, or For injuring make any alteration in the pavements, flags, stones, fences, posts, or pavements, &c. other materials of any foot or carriage-way in any street, without the consent in writing of the said Commissioners or of their said Surveyor, or who shall cause any obstruction to make any encroachments upon any street or any sewer, drain, aqueduct, or space or upon alongside a street or drain. ground

10. Every person who shall take down or remove For injuring &c., any fences or boards, or any bars, any boards &c., chains, or posts erected by the said Commissioners, or extinguish any light attached to or connected with the said fences, boards, bars, chains, or posts without the authority or consent of the said Commissioners or their Surveyor.

11. Every person who shall carry or cause to be carried in carts, pots, handies, or other vessels any night-soil or urine, or other noisome or offensive matter through the public streets except between the hours of midnight and eight in the morning or who shall carry or cause to be carried any night-soil or urine in such manner that any offensive smell or drainings issue therefrom, or who shall place or set down in any public place any vessel containing night-soil or urine, or who shall carry or cause the same to be carried in any other than covered carts or vessels.

12. Every person who shall bathe or wash any part of his person in any public street, or upon or in any of the tanks, reservoirs, aqueducts,

water-works, or drains belonging to the Commissioners except in such of the said tanks, reservoirs, aqueducts, water-works, or drains as the Commissioners shall set apart for that purpose.

13. Every person who shall wash or cause to be washed any horse, dog, or other animal, or any cloth, wearing apparel, leather, or skin of any animal, or any foul or offensive thing

For washing animals, &c. in tanks or aqueducts.
in or near any tanks, reservoirs, aqueducts, water-works, or drains belonging to the Commissioners, or on or in the road adjoining thereto, except in such of the said tanks, reservoirs, aqueducts, water-works, or drains as the said Commissioners shall set apart for that purpose.

14. Every person who shall wilfully and inde-

For indecently exposing person.
cently expose his person, or who shall commit nuisance in any of the public streets.

15. Every person being the owner or occupier of

For allowing water to flow from houses or pipes on public streets, and for refusing to alter the direction of water-spouts, &c.
any house, hut, or building within the Town who shall cause or allow any water, or liquid matter from or on such house, hut, or building to flow or be carried through pipes, gutters, water-spouts or other means on any

part of any public street or on any place but his own land or the public drain, or who shall refuse or neglect to remove or alter the direction of any such pipe, gutter, or water-spout after the expiration of ten days' notice for that purpose given by the Surveyor of the said Commissioners.

16. Every person being the owner or occupier of

For projections over streets, &c.
any house, hut, or building, who shall cause or allow any verandah, balcony, sunshade, or other part of any house, hut, or building to overhang and project into any public street or public place at a height of less than eleven feet from the level of the roadway or to a distance exceeding four feet from the house, and who shall refuse or neglect to take down and remove such verandah, balcony, sunshade or other projection after the expiration of fifteen days' notice for that purpose given by the Surveyor.

17. Every person who shall, after the passing of this Act, erect or set up any verandah, balcony, sunshade, or other projection of any kind which may overhang and project into the road at any height and to any distance without licence first obtained from the Commissioners under the hand of their Surveyor.

18. Every person who shall wash or cleanse, or cause or order or allow his ser-

For washing carriages in public streets.
vants to wash or cleanse his carriage or other conveyance, or horse or other animal, or whose carriage or other conveyance or horse or other animal shall be washed or cleansed in any public street or other public place.

19. Every person who shall place, set up,

For setting up boards and scaffolding in streets without leave, &c.
or build in any public street within the Town any board or scaffolding or post, bar, rail, boards, or other thing by way of enclosure for the purpose of making mortar or of depositing, sifting, screening, or slackening any bricks, stone, lime, sand, or any other materials for building or repairing any house or other building, or for any other purpose whatsoever without licence first obtained from the Commissioners under the hand of their Surveyor, or who shall set up or build the same in any other manner, or

allow or cause the same to be continued for any longer time than shall be allowed or expressed in such licence, or who shall cause or allow any of the building materials or other things to extend beyond the distance expressed in the licence.

20. Every person who shall have been allowed by the Commissioners to set up any scaffolding or deposit any bricks, stone, lime, sand, or other building materials on the public streets, and who shall not cause a light to be set up every night from sunset to sunrise on every such erection or obstruction.

21. Every person who shall build any wall,

For erecting obstruction in streets, whether proprietor's right be in dispute or not.
or erect any fence or obstruction, or set up any post so as to be an obstruction in any street, whether the proprietary right to such street shall be in dispute or not.

22. Every person who shall set out, place,

For exposing articles for sale in public streets, &c.
or expose, or cause, to be set out, placed, or exposed, whether for sale or otherwise any stall, booth, show-board, basket, cask, or meat, fish, vegetable, fruit, groceries, or any other merchandise or goods of any kind, or any stone, bricks, earthen-ware, hardware, timber, or any other thing whatsoever, whether animal, vegetable, or mineral, in or upon any of the public streets or in or over any drain, sewer or aqueduct.

23. Every person who shall sift or clean,

For sifting or cleansing grain, &c. in public streets.
or cause to be sifted or cleansed, or exposed for any other purpose any cotton, grain, seeds, rice, coffee, onions, or any other veget-

able matter whatsoever, or who shall sift brick-dust or lime on any public street or on or over any public drain, sewer, reservoir, or aqueduct.

24. Every person who shall keep or leave

For leaving vehicles in public streets, &c.
any carriage, cart, hackery, or other conveyance, or any horse or other animal, on any public street or on or over any public drain, sewer, or aqueduct, for a longer time than two hours.

25. Every person who shall set fire to or

For making fires and discharging fire-arms and fire-works in streets.
burn any straw, hay, seeds, timber, or any other matter, or light any bonfire or fire in any public street, or discharge any kind of fire-arms or any air-gun, or let off or throw any kind of fireworks or send up any fire-balloon.

26. Every person who shall beat or sound

For sounding musical instruments or metals in streets.
any musical or sounding instrument or any brass metal utensil in the public streets.

27. Every person who shall affix any bill

For affixing bills, notices, or any paper against or upon any building, wall, fence, or board, or who shall write upon, deface, or mark any such building, wall, fence, or board with chalk or paint or in any way whatsoever without the consent of the owner or occupier of such building, wall, fence, or board.

28. Every person who shall expose or allow

For exposing unwholesome food, &c. of the said Town any animal, carcase, meat, poultry, game, flesh, fish, or vegetables in a decayed and unwholesome state and unfit for the food of man.

29. Every person who shall slaughter or

For slaughtering in streets.
cut up, any beast, sheep, swine, or other animal in any public street or so near thereunto that any

blood or filth or other matter from the same shall flow or be carried into such street.

30. Every person being the owner, occupier or
For keeping a farmer of any public market,
market unclean, bazar, or slaughter-house who shall
&c. keep or allow the same to be kept
in a filthy and unclean state, and shall refuse or
neglect, after the expiration of two days' notice to
be given by the said Commissioners or their Bazar
Inspector, to cause such market, bazar, or slaughter-
house to be properly cleansed and the filth thereof
removed.

31. Every person who shall keep in any
For keeping street, house, out-house, yard, or
swine, &c., in ground within the Town any
the Town. swine or a flock of more than
twenty sheep or goats.

32. Every person who shall drive or ride
For driving furiously, or at a greater rate
furiously, &c. than eight miles an hour, any
vehicle or animal in the said street.

XLIV. Every person being the owner, occu-
Slaughter houses pier, or farmer of any public mar-
to be registered, ket, bazar, or slaughter-house
penalty for not re- within the Town, shall cause such
gistering. market, bazar, or slaughter-house
to be registered at the Office of the Commissioners,
with a general description of the place, size, num-
ber of shops and stalls, and kinds of goods therein
exposed for sale; and if he shall refuse or neglect
so to register the same he shall forfeit and pay, on
conviction before a Justice of the Peace, a sum not
exceeding one hundred rupees, and in default of
payment thereof, shall be liable to be imprisoned
for any period not exceeding one month.

XLV. No place shall be used or occupied as a
Penalty for mak- slaughter-house, within the said
ing and using any Town, which was not in such use
new slaughter- and occupation at the time of the
house within the passing of this Act, and has not
the consent of Com- so continued ever since, unless
missioners, &c. and until a licence for the erec-
tion thereof, or for the use and
occupation thereof, as a slaughter-house has been
obtained from the Commissioners, and every per-
son who, without, having first obtained such licence
as aforesaid shall use as a slaughter-house any place
within the said limits not used as such at the time
of the passing of this Act, and so continued to be used
ever since, shall for every such offence forfeit and
pay, on conviction before a Justice of the Peace, a
sum not exceeding one hundred rupees, and in de-
fault of payment shall be liable to be imprisoned for
any period not exceeding one month.

XLVI. Every person being the owner, occupier,
Owners of basars or farmer of any market, bazar,
tanneries, &c., tannery, or slaughter-house within
shall have suffi- the said Town is required to
cient drains. have such a number of drains
therein as shall be considered sufficient by the
Commissioners, and shall have all the floors and
drains paved with stone or burnt brick, and he
shall have also therein a supply of water sufficient
in the judgment of the Commissioners to keep the
whole place in a clean and wholesome state at all
times, and in default thereof for four weeks after
notice given to him by the Inspector of Markets that
such market, bazar, tannery, or slaughter-house
is defective in any of the said particulars, shall for-
feit and pay, on conviction before a Justice of the
Peace, a sum not exceeding one hundred rupees,
and in default of payment shall be liable to be
imprisoned for any period not exceeding one
month.

XLVII. Any person who, after the passing of
Penalty for es- this Act, shall establish any new
tablishing any new tannery or other manufactory
tannery, &c., in within the said Town, from which
Town. an offensive or unwholesome
smell may arise, shall forfeit and pay, on convic-
tion before a Justice of the Peace, a sum not ex-
ceeding two hundred rupees, and in default of pay-
ment shall be liable to be imprisoned for any
term not exceeding two months.

XLVIII. All doors and gates put up after the
passing of this Act within the
Doors in future limits of the said Town, and
to be made to open which open upon any street, shall
inward, and doors be hung or placed so as not to
opening outwards, may be altered by the Commissi-
oners.
so as to open outwards on any
street, the occupier of such house, building, yard,
or land shall, within eight days after notice from
the Commissioners to that effect, cause the same
to be altered so as not to open outwards, and in
case he neglects so to do the Commissioners may
make such alteration, and the expenses of such
alteration shall be paid to the Commissioners by
such occupier, and shall be recoverable from him
in manner hereafter mentioned. And if any such
door or gate was before the passing of this Act
hung so as to open outwards upon any street, the
Commissioners may alter the same, so that no part
thereof when open shall project over any public
way.

XLIX. Every person being the owner or occu-
Number of house pier of a house in the Town
to be affixed to it. shall fix at his own expense, in a
conspicuous place outside of the
house or of his gate, in the street, the number of
the same as recorded in the assessment books, and
no other number, and the said number shall be in
legible figures at least $2\frac{1}{2}$ inches in length, and
any person who, after the expiration of three
months after the publication of this Act, shall
neglect or refuse to have such number affixed,
shall, on conviction before a Justice of the Peace,
forfeit and pay a sum not exceeding fifty rupees.

L. Every person being the occupier of a house
Occupiers to keep in the said Town, and paying a
lamp lighted out gross monthly rental of rupees
side their gates in seventy and upwards for the
streets.
same shall fix at his own expense,
in a conspicuous place outside of his house, or if
the said house be in a compound, outside of his
gate, in the street, a lamp, and the said occupier
shall keep and maintain a good and sufficient light
burning in the said lamp throughout the night,
and any person who, after the expiration of three
months next after the passing of this Act,
shall neglect or refuse to have such lamp affixed
as aforesaid, or who shall on any night after the
expiration of the said three months, neglect or
refuse to keep a good and sufficient light burning
therein as aforesaid, shall, on conviction before a
Justice of the Peace, forfeit and pay a sum not
exceeding one hundred rupees.

LI. The rule, ordinance, and regulation passed
by the Governor General in Council on the 8th
April 1802, and Section II. Act XVIII. of 1841,
are hereby repealed; any person who shall within
the limits of the said Town manufacture gun-
powder or gun-cotton or have in his possession in
any house, shop, warehouse or other building,
at any one time, a greater quantity of gunpowder
for sale or otherwise than ten pounds, shall, on
conviction before a Justice of the Peace, be liable

to a forfeiture of all such gunpowder so manufactured or possessed, together with the vessel or receptacle in which it may be seized, and also to a fine not exceeding in amount the sum of rupees five hundred.

LII. It shall be lawful for the Chief Magistrate of Police to grant to any person (whom he shall deem fit and proper) a licence for the sale or keeping in deposit, within the limits of the said Town, any quantity of imported or Indian manufactured gunpowder not exceeding fifty pounds, or any quantity of gun-cotton not exceeding twenty pounds on such conditions as shall be specified in the licence, and any person who shall be guilty of a breach of any of such conditions shall, on conviction before a Justice of the Peace, be liable to a forfeiture of his licence and of all gunpowder or gun-cotton so kept in deposit contrary thereto, and also to a fine not exceeding rupees two hundred.

LIII. Every such licence as is mentioned in the preceding Section shall be in force for a period of one year only and no longer, but shall be renewable by the said Chief Magistrate at his discretion, on the same or any other terms and conditions and such licence shall also provide for the transit and carrying of gunpowder from one place to another within the limits of the said Town, in such manner and in such quantity as shall be deemed advisable for the safety of the inhabitants and of property within the said Town, and every person offending against such provisions shall be liable to a fine not exceeding rupees fifty.

LIV. Any Justice of the Peace, on credible information laid before him on oath or solemn affirmation, that gunpowder or gun-cotton, or mixed materials for making the same contrary to the provisions of this Act, are suspected to be stored, kept, or possessed by any person, may issue his warrant authorizing any Police Officer to search in the daytime any house, shop, magazine, or other building or place in which he has reasonable ground to suspect any gunpowder or gun-cotton to be manufactured, sold, or kept, or any boat, carriage, cart, or other vehicle in which any gunpowder or gun-cotton or materials for manufacturing the same may be suspected to be carried, or any person suspected of carrying the same contrary to such licence or to the provisions of this Act, and all gunpowder, gun-cotton, or materials for manufacturing the same found on such search shall, together with the vessels or receptacles in which they may be stored, be immediately seized and brought before a Justice of the Peace, with whom the same shall be kept till it shall be adjudged whether the same shall be forfeited.

LV. The five last preceding Sections shall not extend to any Government magazine, or store, or building for the making or deposit of gunpowder or gun-cotton under the authority or for the use of the Government, or to any gunpowder or gun-cotton for the use of Her Majesty's or the East India Company's Troops, or otherwise for the service of Government, or to any of Her Majesty's vessels of war, or the vessels of the Indian Navy or of the East India Company's Marine, or to any other vessel within the River Hooghly laden with gunpowder for importation or exportation.

LVI. Commanders of merchant vessels entering the River Hooghly shall, on or before the arrival of their vessels off Moyapore, deposit in the magazine at that place all gunpowder intended for the ship's use from on board their respective vessels, exceeding the quantity of fifty pounds,

which quantity they shall be permitted to retain in their vessels for the purpose of firing salutes or signals in case of distress, and the gunpowder so deposited shall be again delivered on board on the return of the respective vessels from Calcutta in prosecution of the outward voyage, and commanders of merchant vessels in the River Hooghly having on board their vessels gunpowder or gun-cotton for importation (not being gunpowder belonging to the Government) exceeding the quantity of fifty pounds, shall also deposit the same, on or before the arrival of their vessels off Moyapore, in the magazine of that place under charge of an Officer belonging to the Customs at that place, or such other person as the Governor of Bengal may appoint, and the proprietors or consignees of such gunpowder or gun-cotton, or their agents, whenever they shall desire to remove the same from the magazine, shall make application to the Collector of Sea Customs for authority to do so, which application, when it be intended that such gunpowder or gun-cotton shall be lodged in any place, or be laden in any boat or other conveyance within the limits of the said Town, shall be accompanied by a written order of permission, signed by a Justice of the Peace to that effect, and when it be intended that such gunpowder or gun-cotton shall be exported by sea, the commanders of vessels, or the proprietors or their agents, by whom it shall have been deposited in the magazine shall make application to the Collector of Sea Customs for permission so to export it; and the Collector of Sea Customs shall comply with such applications aforesaid, except where the exportation of ammunition shall require, under provisions of Act XVIII. of 1841, a licence from a public Officer other than the Collector of Sea Customs, in which case the Collector of Sea Customs shall not comply with the application unless it be accompanied by the licence of such public Officer, and on or before the removal of all gunpowder or gun-cotton from the Magazine, the Collector of Sea Customs shall and he is hereby authorized to levy a fee, the rate of which shall not be exceeding two annas per pound, for all gunpowder or gun-cotton that has been lodged therein, which fee (not to exceed the rate of two annas per pound as aforesaid) shall be taken to cover all charges for the safe custody of the gunpowder or gun-cotton during the period it has remained or shall remain in the magazine; provided also, and it is hereby enacted, that the Governor of Bengal shall be at liberty to authorize such arrangement to be made by letting or otherwise contracting for the custody of the magazine, and for the collection and appropriation of the fee which may be charged for gunpowder or gun-cotton stored therein as he may think proper, subject however to all the restrictions and rules imposed by this section in respect to the removal from the magazine of gunpowder therein stored.

LVII. For every act done or omitted to be done contrary to the provisions in the last preceding section of this Act by the commander of any merchant vessel in the port of Calcutta, the commander aforesaid shall forfeit the sum of two hundred rupees, and the Collector of Sea Customs is hereby empowered to enforce the said penalty; provided also, and it is hereby enacted, that the Collector shall not grant a port-clearance for any vessel in which such penalty shall have been incurred until it have been paid; and the Collector of Sea Customs is hereby empowered to search for any quantity of gunpowder which he may have reason to believe to be on board a merchant vessel in the port of Calcutta, contrary to

the provisions of this Act, and to seize it and detain it as forfeited to Government, to be dealt with as the Governor of Bengal shall think right to direct.

LXVIII. When any person shall have been convicted under the provisions of this Act, and shall not, within seven days after such conviction, discontinue the nuisance or cease to commit the offence for which he was so convicted, such person shall be again liable to the penalties and punishments provided by this Act for such nuisance or offence, and may be again convicted or sentenced under this Act accordingly, and in cases where by the provisions of this Act offenders are required to have notice given them to remove the obstruction or nuisance previous to being liable to the penalties imposed by this Act, if such parties being once warned shall be convicted, and shall again offend against the provisions of this Act, it shall not be necessary to repeat the notice aforesaid, but the parties may be summoned at once.

LIX. Any person who shall wilfully obstruct or molest the said Commissioners or any of them, or their Secretary, their Officers, Surveyor, or other Officer or Workman employed by them under the provisions of this Act, or any person or company with whom they may have contracted under the provisions of this Act, or any person employed by them in the performance or execution of any duty or thing which they are respectively required or authorized to do under this Act, shall for every such offence, on conviction before a Justice of the Peace, forfeit and pay any sum not exceeding one hundred rupees, or, in the discretion of the said Justice before whom he is convicted, to imprisonment for a period not exceeding three months.

LX. No person shall be liable to the payment of any penalty or forfeiture imposed by virtue of this Act for any offence complained of before a Justice of the Peace, unless the complaint respecting such offence shall have been made before such Justice within three months next after the commission of such offence.

LXI. In all cases where any damages, costs, or expenses are by this Act directed to be paid, and the method of ascertaining the amount or of enforcing the paying thereof is not provided for, such amount in case of dispute shall be ascertained and determined by arbitration, in like manner as is provided for proceeding by arbitration under Act No. XXII. of 1847, and if the parties cannot agree upon two persons or arbitrators, or the arbitrators fail to pronounce their award as aforesaid, then by any two Justices of Calcutta, and if the amount so ascertained be not paid by the said Commissioners or by the other party liable to pay the same, as the case may be, within seven days after demand thereof, the amount may be recovered by action of debt or on the case in Her Majesty's said Supreme Court of Judicature or the Calcutta Court of Small Causes.

LXII. The said Commissioners shall publish short particulars of the several offences for which any penalty or punishment is imposed by this Act, affecting other persons than officers or servants of the said Commissioners, and of the amount of every such penalty and punishment, and shall cause such particulars to be painted on a board,

or to be printed upon paper and posted on a board in English and Bengali, and shall cause such board to be hung up or affixed in some conspicuous place in the Office of the Secretary of the said Commissioners, and when any such penalties are of local application shall cause such boards to be affixed in some conspicuous place of the immediate neighbourhood to which such penalties are applicable, or have reference, and such particulars shall be renewed as often as the same or any part thereof are obliterated or destroyed.

LXIII. Every penalty or forfeiture imposed by

All penalties not otherwise provided may be recovered before Magistrate; form of procedure.

by the said Commissioners in respect of any private drains, sewers, doors, or other things as aforesaid, the recovery of which is not otherwise provided for, may be recovered by summary proceeding before any Justice of the Peace of Calcutta, and on complaint being made to any such Justice, he shall issue his summons requiring the party complained against to appear before him at a time and place to be named in such summons, and every such summons shall be served on the party offending, either in person or by leaving the same at his usual or last known place of abode, and upon the appearance of the party complained against, or in his absence, after proof of the due service of such summons, it shall be lawful for such Justice to proceed to the hearing of the complaint, which complaint shall be reduced to writing, and upon proof of the offence, or of the expense having been incurred, either by the confession of the party complained against or upon the oath or solemn affirmation of one credible witness or more, it shall be lawful for such Justice to convict the offender or party summoned as aforesaid, and upon such conviction to adjudge the offender to pay the penalty,

forfeiture, or suffer the punishment, or to pay the expense incurred under the provisions of this Act, as well as such costs attending the conviction as such Justice shall think fit, which penalty or forfeiture and costs so adjudged may be levied by distress.

LXIV. Where in this Act any sum of money,

Manner of executing distress.

whether in the nature of penalty or otherwise, is directed to be levied by distress, such sum of money shall be levied by distress and sale of the goods and chattels of the party liable to pay the same, and the overplus arising from such goods and chattels, after satisfying such sum of money and the expenses of the distress and sale, shall be returned on demand to the party whose goods shall have been distrained.

LXV. No distress levied by virtue of this Act

No distress unlawful for want of form, &c.

shall be deemed unlawful, nor shall any party making the same be deemed a trespasser, on account of any defect or want of form in the summons, conviction, warrant of distress, or other proceeding relating thereto, nor shall any such party be deemed a trespasser *ab initio* on account of any irregularity afterwards committed by him, but all persons aggrieved by such defect or irregularity may recover full satisfaction for the special damage in an action on the case in Her Majesty's said Supreme Court, or in the Calcutta Court of Small Causes.

LXVI. The Justice of the Peace by whom any

How penalties are to be applied.

such penalty or forfeiture shall be imposed may, when the application thereof is not otherwise provided for, award not more than one-half thereof or any less sum to the informer, if he shall think fit so to do, and shall award the remainder or the whole

thereof to the said Commissioners, to be by them applied to the purposes of this Act as to them shall appear fit, and shall order the same to be paid over to the Secretary of the said Commissioners for that purpose, whose receipt shall be a good and sufficient discharge to the person so paying the same.

LXVII. If through any act, neglect, or default, on account whereof any person shall have incurred any penalty imposed by this Act, any damage to the property of the said Commissioners shall have been committed by such person, he shall be liable to make good such damage, as well as to pay such penalty, and if the amount of such damage shall not be paid on demand, the same may be recovered by action of debt, or on the case, in the Calcutta Court of Small Causes, or in Her Majesty's said Supreme Court of Judicature.

LXVIII. It shall be lawful for any Justice of the Peace to summon any person to appear before him as a witness in any matter in which such Justice shall have jurisdiction under the provisions of this Act, at a time and place to be mentioned in such summons, and require from him on oath or solemn affirmation that he will testify the truth in such matter; and if any person so summoned shall without reasonable cause refuse or neglect to appear at the time and place appointed for that purpose, having been paid or tendered a reasonable sum for his expenses, if from distance or any other cause he shall be lawfully entitled to claim such expenses, or if any person appearing shall refuse to be examined on his oath or solemn affirmation according to law, or to give evidence before such Justice, every such person shall for every such offence forfeit and pay a sum not exceeding fifty rupees.

LXIX. The following words and expressions in this Act shall have the several meanings hereby assigned to them, unless there be something in the subject or context repugnant to such construction; (that is to say,) words importing the singular number shall include the plural number, and words importing the plural number shall include the singular number; words importing the masculine gender only shall include females; the word "person" shall include corporations whether aggregate or sole; the words "oath," "affirmation," and "solemn affirmation," when used alone, shall include oath or affirmation or other declaration lawfully substituted for an oath in such case by any legislative Act of the Governor General of India in Council, or by any Act of the Parliament of Great Britain extended to India; the word "street" shall include any public square, circus, street, court, alley, foot-path, highway, lane, road, thoroughfare, public passage, or other public place within the said Town; the word "lands" shall include messuages, buildings, walls, tenements, and hereditaments of any tenure as well as lands; the words "the said Commissioners" shall mean the Commissioners for the time being appointed under the provisions of Act No. of 1852, and the word "month" shall mean calendar month.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be reconsidered at the first meeting of the Legislative Council of India after the 19th day of February next.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

Fort William, Home Department, Legislative

The 26th December, 1851.

The following draft of a proposed Act was read in Council for the first time on the 26th December 1851.

ACT NO. — OF 185 .

An Act to facilitate the acquisition of Land needed for public purposes in the Presidency of Fort St. George.

I. Whenever it shall appear to the Governor of Fort St. George in Council that any land is needed for a public purpose, he shall make a declaration to that effect in a Minute of Council, and such declaration shall be conclusive evidence that the purpose for which the land is needed is a public purpose.

II. When a declaration has been made by the Governor in Council that any land is needed for a public purpose, if there shall be any hinderance to the immediate acquisition of such land by purchase from the parties interested therein, it shall be competent to the Governor in Council to order the land to be taken possession of on the part of Government and applied to the purpose for which it is needed, leaving claims for compensation for the land to be determined as hereinafter provided.

III. When such order is passed by the Governor in Council it shall be sent to the Collector of the District in which the land lies, or to such other Officer as the Governor in Council shall think fit to appoint to carry it into execution, and the Collector or other Officer so appointed, shall cause the land ordered to be taken to be marked out and measured, and possession to be taken thereof on behalf of Government, and the land shall thenceforward be vested absolutely in the Government, free and clear of all other estates, rights, titles, remainders, reversions, limitations, trusts and interests, and also of all mortgages, liens, or incumbrances whatsoever, of and in the land so taken as aforesaid, and any suit which may be instituted to recover the land so taken by Government in any Court of Judicature, shall be dismissed with costs. Provided always, that nothing herein contained shall affect the liability of the party who may receive the value of any land so taken by Government, without having a good title to the same.

IV. As soon as the land has been marked out, the Collector or other Officer appointed as aforesaid, shall cause the order in Council to be affixed in some conspicuous place upon the land, and published by proclamation in the neighbouring bazaars and villages, with a citation, calling on all parties interested in the land, to appear before him in person, or by authorized agents, on a certain day, not less than fifteen days after the date of citation, and to state the nature of their interests in the land required, and the amount and particulars of their claims to compensation for the same.

V. It shall be competent to the said Collector or other Officer appointed as aforesaid, to admit any such claims that appear to him to be valid, and if he and all the parties interested in the land agree as to the compensation to be allowed to them respectively, to pass an award for the same.

VI. If the said Collector or Officer shall judge any of the claims preferred to be inadmissible, and the parties interested in the land or any of them shall nevertheless persist in such claims, or if the said Collector or Officer, admitting the interests claimed, shall object to the compensation demand-

ed for the same, as excessive, the points in dispute shall be referred to the determination of arbitrators, to be appointed in the manner hereinafter provided.

VII. Two persons shall be chosen to act as arbitrators on the part of Government, by the Collector or other Officer duly appointed as aforesaid, and the parties claiming to be interested in the land taken shall be called upon by the said Collector or Officer to elect, within fifteen days, two persons to act as arbitrators on his or their part. If there be several parties interested as aforesaid, and they cannot agree within the required period in the election of persons to act as arbitrators on their behalf, then and in that case, each of them shall nominate one person, whom he may desire to act on his behalf, and the said Collector or Officer shall choose by lot, out of the persons so nominated by the parties aforesaid, or by any of them, two persons to act as arbitrators on behalf of the parties interested in the land. If only two persons shall be so nominated by the parties interested in the land, they shall be the arbitrators on behalf of such parties, whether the whole of the parties interested as aforesaid, may or may not have been concerned in their nomination. If only one person shall be so nominated, then only one of the persons selected to act as arbitrators on the part of Government, shall be employed on the duty. If the parties interested in the land shall refuse or neglect, or if, by reason of minority, lunacy or absence from the Presidency, they shall be unable to make any nomination within the required period, then the said Collector or Officer shall and may select two impartial persons to arbitrate the matter between Government and the parties interested in the land.

VIII. Before the arbitrators proceed to arbitrate, they shall be required by the said Collector or Officer, to appoint an umpire for the decision of any points whereon they may differ in opinion, when the voices on each side shall be equal. If the arbitrators cannot agree in the selection of an umpire, the said Collector or Officer shall be authorized to choose some person to act as such.

IX. In cases wherein the arbitrators may differ in opinion, if the voices on each side shall be equal, the decision of the umpire on the point of difference shall be conclusive. In all other cases, the opinion of the majority of arbitrators shall determine the award.

X. The arbitrators shall hold their inquiry under the general superintendence of the Collector or other Officer appointed as aforesaid, who shall be competent to exercise towards them such powers and authority for the purpose of securing their attendance, and the due completion of their award, as the Courts of Judicature may legally exercise towards persons summoned as witnesses before them, for the purpose of compelling such witnesses to attend and give evidence. It shall further be competent to the Officer presiding, in the event of any unnecessary delay on the part of arbitrators, in determining any question referred to them, to call upon them to make their award within a specified time, and in default thereof, to refer such question to the umpire for his decision.

XI. The said Collector or other Officer appointed as aforesaid shall, on the application of the arbitrators, summon any witnesses whom the arbitrators may call for, and whom the parties may not be able to produce before them without such process. He shall also cause the proper forms of affirmation to be executed by any witnesses whom the arbitrators may desire to examine upon affirmation, or he may empower the arbitrators to

administer, or cause the execution of such affirmation, if the witnesses cannot with convenience attend before him. Any witness who shall refuse or omit to appear when duly summoned by such Collector or Officer, or who shall appear but shall refuse to execute the affirmation to be administered as aforesaid, or who shall refuse to give evidence, shall be liable to the same punishment which would be incurred under the Law by a witness refusing to appear or give evidence before a Court of Justice. Any person giving intentionally and deliberately a false deposition, under a solemn affirmation in any case referred to arbitration as above, and upon a point material to the issue thereof, shall be held to be guilty of perjury, and shall be liable to the penalties prescribed for that offence by Law; and any person causing or procuring another person to commit the offence of perjury, as above described, shall be guilty of subornation of perjury and punishable according to Law.

XII. It shall also be competent to the Collector or other Officer appointed as aforesaid, to demand from the parties interested in the land so taken as aforesaid, the production of any accounts, title deeds, or other documents which may be required by the arbitrators for the purposes of their inquiry, and in the event of such accounts, title deeds, or documents being withheld, and the fact of their existence being proved by information given upon solemn affirmation, to order the seizure of such accounts, title deeds, and documents wherever they may have been deposited, in the manner prescribed by Section IX., Regulation IX. of 1822 of the Madras Code, and to exercise for that purpose the powers thereby vested in Collectors.

XIII. The arbitrators shall take into consideration the statements of the parties interested in the said land, and the objections of the Collector or other Officer aforesaid on behalf of Government, and after examining the evidence offered on both sides, and making any further inquiry that may appear to them necessary, shall pass their award allowing or disallowing the interests claimed, and determining the total amount of compensation to be given for the interests allowed, the mode in which it is to be given, and if to be given to more than one party, the shares of the total compensation which each party shall be entitled to receive.

XIV. The award of the arbitrators, or of the umpire, if he shall be called upon to make an award, shall be binding and conclusive both upon the Government and the parties interested in the land, as respects the gross amount of the compensation to be paid by Government, unless the award shall be set aside by the Civil Court of the zillah upon a charge of corruption against the arbitrators, or the umpire, as the case may be, brought by either party, and proved after due investigation, to the satisfaction of such Court; in which case the matter shall be referred for the determination of a second set of arbitrators, to be chosen in the same manner as the first, and their decision, whatever it may be, shall be final. No petition to set aside an award made under this Act shall be received by the Civil Court of the zillah, unless it be presented within thirty days from the date of the award complained of; and the said petition shall be presented on stamp paper of the value used for miscellaneous petitions, and shall be accompanied with a copy of the award objected to. The award of the arbitrators or umpire shall also be binding as respects the shares to be paid to the several parties interested in the land, unless upon a suit instituted within thirty days from the date of the award, in a competent Court, by any of the parties concerned, to alter the

apportionment made by such award, an injunction shall be issued to suspend the payment until a decree is passed in the case.

XV. If any question arises as to the previous possession of or title to any land taken by Government under this Act, or if the parties, or any of them interested in the land are minors, lunatics, or absent as aforesaid, and are not represented by their guardian, committee, attorney, or other person authorized in that behalf, or if there exist other grounds which, in the judgment of the arbitrators, render it improper to make immediate payment of the compensation awarded by them, or of any part thereof, to any of the parties interested in such land, the said arbitrators shall certify the same to the said Collector or Officer, under whose directions they may act, and in such case, or if for any such reason, or any such ground as aforesaid the said Collector or other Officer shall deem immediate payment improper, then the amount of compensation payable shall be held in deposit by Government, until the parties interested in the said land or some of them shall obtain an order of a competent Court for the payment of the same and interest (if any) to them. All sums held in deposit as aforesaid, exceeding in amount the sum of Rupees shall be invested in Government Securities.

XVI. On the close of the inquiry, the arbitrators or umpire shall deliver to the Collector or other Officer appointed as aforesaid, a full and complete report and award upon the questions submitted to their arbitration, under their respective signatures, specifying the amount of compensation to be granted, and, (except where under Section XV., it may appear proper to suspend payment,) the parties to whom it is to be made, and the proportions to be paid to each respectively, with a solemn declaration subscribed thereto, that the award so given, is, to the best of their judgment, true and impartial, and according to the evidence adduced before them, and they shall at the same time deposit with the said Collector or Officer the whole of their proceedings.

XVII. All suits and proceedings instituted against Government to obtain compensation for land taken as aforesaid, other than such petitions to set aside awards as aforesaid, shall be dismissed with costs, but nothing herein contained shall affect the rights of any party to recover the value of any land taken by Government from any person who may have received the same without having any title thereto.

XVIII. In the case of land declared by a Minute of the Governor in Council to be needed for a public purpose being acquired by the Government by bargain with and purchase from the parties apparently interested therein, the Collector or Officer appointed by Government to receive possession of the same, shall cause proclamation to be made in the manner prescribed in the 4th Section of this Act, of the transfer of the land to Government, by the said parties, and requiring all other persons who may claim any right, title or interest in such land, to prefer their claims within One Calendar month after such proclamation made, and any claims that may be preferred shall be dealt with under Section V. or under Section VI. and the following Sections of this Act. Provided always, that if no claim shall be made within One Calendar month after such proclamation as aforesaid, the said land shall vest absolutely in the Government, free and clear of all other estates, rights, titles, remainders, reversions, limitations, trusts, interests, mortgages, liens or incumbrances

whatsoever of and in the said land so purchased, and any suit to recover the land so purchased by Government, or to obtain from Government compensation for the loss thereof, which may be preferred in any Court of Judicature, shall be dismissed with costs. But nothing herein contained shall affect the liability of the party who may receive the value of any land purchased by Government without having a good title to the same.

XIX. In cases referred to arbitration, under the provisions of this Act, any necessary expense which may attend the inquiry of the arbitration, whether for the diet of witnesses or otherwise, shall be paid by Government.

XX. The provisions of Act XLII. of 1850, shall be applicable and in force within the Madras Presidency; and the said Act shall be construed as if instead of the words and figures "Regulation I. of 1824 of the Bengal Code" or "the said Regulation" therein mentioned, the number and title of this Act had been therein inserted.

XXI. The following words and expressions in this Act shall have the several meanings hereby assigned to them, unless there be something either in the subject or context repugnant to such construction (that is to say.)

Words importing the singular number only shall include the plural, and words importing the plural number only shall include the singular.

Words importing the masculine gender only shall include females.

The word "land" shall extend to tenements and hereditaments of any tenure, and all houses, buildings, walls or appurtenants thereupon, as well as land.

The expression "party or parties interested in the land" shall be understood to mean all parties interested in the land either for life or for years, or in remainder, reversion, or succession, and all trustees, *cestui que* trusts, mortgagees, incumbrancers, leaseholders or tenants, not being tenants by the month or at will of such land.

Ordered, that the Draft now read be published for general information.

Ordered, that the said draft be re-considered at the first meeting of the Legislative Council of India after the 26th day of March 1852.

FRED. JAS. HALLIDAY.

Secy. to the Govt. of India.

*Fort William, Home Department, Legislative
the 26th December 1851.*

The following Draft of a proposed Act was read in Council for the first time on the 26th December 1851:—

ACT NO. — OF 185 .

An Act to facilitate the Prosecution of Native Ministerial Officers for certain Criminal Acts.

Whereas it is expedient to enable the Local Governments, and the Head Officers of Departments or Offices under Government, to prosecute their subordinate Native Ministerial Officers for acts of corruption, extortion, embezzlement or other malversation, whether or not any charge be preferred by an aggrieved private party in respect of such acts, It is enacted as follows:

I. Whenever the Local Government, or the Head Officer of a Department or Office under Government, shall be of opinion that there are

good grounds for making a public inquiry into the truth of any imputation of corruption, extortion, embezzlement, or other malversation committed at any time during tenure of Office by any Native Ministerial Officer subordinate to such Government, or employed in such Department or Office, as the case may be, it shall be lawful for such Government, or any such Head Officer as aforesaid, to prosecute such Native Officer on the part of Government in a Criminal Court, or to nominate some person to conduct such prosecution: it shall also be lawful for such Government or Head Officer as aforesaid, in their or his discretion, to undertake on the part of Government the prosecution in a Criminal Court of any such charge, as aforesaid, which may be brought by an aggrieved private party against any Native Ministerial Officer.

II. Provided always, that where no such charge as aforesaid is preferred by an aggrieved private individual, no Collector or Magistrate shall commence a prosecution under this Act on his own authority until he shall have obtained the permission of the Commissioner of the Division, or of the Superintendent of Police, to institute the same.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 26th day of March 1852.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

No. 7.

Fort William, Home Department, Ecclesiastical,
the 2nd January 1852.

ERRATUM.—In the order of the President in Council, No. 1037, dated the 24th December 1851, published in the *Calcutta Gazette* of the 27th idem, notifying the return, from Furlough, of the Reverend R. M. Price, for "Assistant Chaplain" read "Chaplain."

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

No. 8.

Fort William, Home Department,
the 3rd January 1852.

NOTIFICATION.—The President in Council is pleased to attach Mr. C. Currie, of the Civil Service, reported qualified for the Public Service, to the North-Western Provinces.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

No. 4454 of 1851.

*Orders by the Hon'ble the Lieutenant Governor
of the North-Western Provinces.*

*Judicial and Revenue Department,
Lieut. Governor's Camp, the*
26th December 1851.

Leave of Absence.—Mr. M. C. Ommanney, Magistrate and Collector of Jounpore, two days' leave of absence, under Section XII. of the Amended Absentee Rules, in extension of the leave granted him in Orders of 2nd October last, to enable him to rejoin his Station.

J. G. THOMASON,
Asst. Secy. to Govt. N. W. P.

*General Orders by the Hon'ble the President of
the Council of India in Council.*

Fort William, 30th December 1851.

No. 703 of 1851.—Under instructions from the Honorable the Court of Directors, conveyed in the 5th paragraph of a military despatch, No. 122, dated 29th October 1851, the Honorable the President of the Council of India in Council is pleased to direct, that the rate of hospital stoppages from Trumpeters, Drummers, Buglers, and Fifers of Her Majesty's Regiments in India, whose pay is affected by the Royal Warrant published in Government General Order No. 579, of 7th November 1851, shall, from the date of that Warrant coming into operation, be made at the same rate with hospital stoppages from Private Soldiers.

No. 704 of 1851.—In conformity with instructions from the Hon'ble the Court of Directors, conveyed in their Despatch to the Governor of the Presidency of Fort William in Bengal, No. 123, of the 5th November 1851, para. 50, the conditional transfer to the Invalid Pension Establishment of Apothecary James Jarves, notified in Government General Order No. 235, of 1851, is cancelled from the 17th December 1851, the date of receipt of the Court's Despatch.

From that date Mr. Jarves will be allowed a special monthly stipend of Rupees (60) Sixty.

No. 705 of 1851.—Brevet Major W. B. Thomson, Assistant Commissary General at Ferozepore, is allowed leave of absence for four months, to visit Calcutta, on private affairs, from the date of his being relieved from the charge of his Office.

No. 706 of 1851.—Lieutenant Charles St. George Brownlow, of the 15th Regiment Native Infantry, is placed at the disposal of the Government of Fort St. George, for employment as Aide-de-Camp to Major General R. Macneil, Commanding the Centre Division, Madras Army.

Fort William, 1st January 1852.

No. 1 of 1852.—Captain James Irving, of the 1st Regiment Light Cavalry, is permitted to retire from the Service of the East India Company, on the pension of his rank, from the 1st January 1852.

Fort William, 2nd January 1852.

No. 2 of 1852.—The undermentioned Officers are permitted to proceed to Europe on furlough:— Captain John Samuel Knox, of the

42nd Regiment Native (Light) Infantry, Captain Maxwell Hyslop, of the 59th Regiment Native Infantry, .. Second Lieutenant Charles Danbuz Innes, of Engineers, Executive Engineer Western Sircind Divi- sion, Ferozepore, Major John Assey Fairhead, of the	On Medical Certificate.
} On Private Affairs.	

Invalid Establishment, } On Private
Affairs.

No. 3 of 1852.—The Hon'ble the President of the Council of India in Council is pleased to make the following promotions and alterations of rank:

3rd Regiment Light Cavalry.

Lieutenant and Brevet Cap- tain Henry Lindsey to be Cap- tain of a Troop, Cornet Charles Ayshford San- ford to be Lieutenant,	From the 31st of December 1851, in succession to Captain George Arthur Brownlow retired.
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6th Regiment Light Cavalry.

Lieutenant and Brevet Captain Stephen Francis Macmillan to be Captain of a Troop, ...

Cornet Francis Gore Wilcock to be Lieutenant,

From the 31st of December 1851, in succession to Captain Edward Watt, retired.

7th Regiment Light Cavalry.

Captain and Brevet Major Robert Augustus Master to be Major,

Lieutenant Octavius Hamilton to be Captain of a Troop, ...

Cornet James Stevens Shepherd to be Lieutenant,

From the 20th of December 1851, in succession to Major Thomas David Colyear retired.

Infantry.

Major and Brevet Lieutenant Colonel Alexander Jack, C. B., to be Lieutenant Colonel,

30th Regiment Native Infantry.

Captain and Brevet Major William Charles Campbell to be Major,

Lieutenant George Henderson to be Captain of a Company,

Ensign James Creighton Wood to be Lieutenant,

In succession to Lieutenant Colonel T. E. Sampson retired, with rank from the 11th December 1851, vice Lieutenant Colonel J. G. Drummond, C. B., deceased.

Medical Department.

Assistant Surgeon George Charles Wallich, M. D., to be Surgeon, vice Surgeon Francis Charteris Henderson, M. D., retired, with rank from the 10th December 1851, vice Surgeon James William Grant retired.

ALTERATION OF RANK.

Corps and Depart.	Rank and Names.	To Rank from	In whose Room.
Infantry, Lt.-Col. Patrick Grant, C. B.,.....			
59th N. I., Major Edward John Watson,.....	29th Aug. 1851, ..	{ Lieut.-Col. T. E. Sampson, retired.	
Ditto, Capt. James Gordon, (dismounted),			
Ditto, Lieut. William Henry Phillips,			
Infantry, Lt.-Col. Thomas Henry Shuldharn,			
52nd N. I., Major James William Henry Jamieson,.....	15th Sept. 1851, ..	{ Lieut.-Col. A. Carnegy, C.B., promoted.	
Ditto, Capt. Francis Moira Hastings Burton,			
Ditto, Lieut. William Henry Jackson,			
Infantry, Lieut.-Col. John Butler,			
3rd N. I., Major William Charles Hicks,	3rd Oct. 1851, ..	{ Lieut.-Colonel H. O. Frederick, deceased.	
Ditto, Capt. John Palmer Caulfeild,			
Ditto, Lieut. George Augustus Cuyler,			
Infantry, Lieut.-Col. Thomas Sewell,			
11th N. I., Major James Ramsay Birrell,	13th Oct. 1851, ..	{ Lieut.-Col. P. Brown, deceased.	
Ditto, Capt. James Wilberforce Lewis Bird,			
Ditto, Lieut. James Dowell Swayne,			
Infantry, Lieut.-Col. Francis Jenkins,			
47th N. I., Major George Craven Armstrong,	16th Oct. 1851, ..	{ Lieut.-Col. G. Tomkyns, promoted.	
Ditto, Capt. Arthur Henry Cole-Sewell,			
Ditto, Lieut. Charles Vernon Jenkins,			
Medical Dept., Surgeon Thomas Murray, M. D.,	4th Oct. 1851, ..	{ Surgeon F. C. Henderson, M. D., retired.	

48th Regiment Native Infantry.

Lieutenant and Brevet Captain George Nicolson Oakes to be Captain of a Company,

Ensign Francis Dashwood Ogilvie to be Lieutenant,

From the 31st of December 1851, in succession to Captain James Grissell, retired.

68th Regiment Native Infantry.

Lieutenant Robert Campbell Barclay to be Captain of a Company,

Ensign Alfred Francis to be Lieutenant,

From the 21st November 1851, in succession to Captain Edward Pinckard Bryant, transferred to the Invalid Establishment.

Medical Department.

Assistant Surgeon George Macartney Cheyne to be Surgeon, from the 31st of December 1851, vice Surgeon John Bowron, retired.

No. 4 of 1852.—The leave of absence, on private affairs granted, in General Orders No. 590 of 1851, to Captain H. Righy, of Engineers, Executive Engineer, Cuttack Division, is cancelled from the 1st December 1851, the date of his taking charge of the duties of the Midnapore Division.

No. 5 of 1852.—The services of Assistant Surgeon J. B. Allen are placed at the disposal of the Bengal Government, for appointment to the Medical charge of the Civil Station of Noacally.

No. 6 of 1852.—The undermentioned Officers, of the Engineers, Artillery, and Infantry, are promoted to the rank of Captain by Brevet, from the dates expressed opposite to their names:—

18th Regiment Native Infantry. Lieutenant William Frost Nuthall,	9th December 1851.
Artillery Regiment, First Lieutenant John Mill,	
Ditto, First Lieutenant John Eliot,	
Engineers, First Lieutenant Richard Baird Smith,	10th December 1851.
33rd Regiment Native Infantry. Lieutenant Henry Ward,	
25th Regiment Native Infantry. Lieutenant Charles Arthur Nicolson,	
35th Regiment Light Infantry. Lieutenant Robert Anderson Ramsay,	18th December 1851.

J. S. BANKS,
*Offg. Secy. to the Govt. of India,
in the Mil. Dept.*

General Post Office Notifications.

NOTICE.—Post Offices have been permanently established at the following places in Bengal:—

Nauthpore, 48 Miles North-West of Purneah,
Serajunge, 65 Miles from Purnah.
Nowhatta, 34 Miles from Jessorah.

J. R. BURTON BENNETT,
Deputy Post Master General, in Charge.
Calcutta, Genl. Post Office,
the 24th December 1851.

NOTICE.—The undermentioned transfers have been effected in consequence of the Packets reaching Kedgeree too late to overtake the Vessels for which they were respectively intended:

Date of the Receipt of the Letters at the General Post Office.	By what Vessel intended for transmission.	Destination.	By what Vessel transmitted.
18th November 1851, ...	Isle de Bourbon,	Bourbon,	Marie.
18th ditto, ...	Duchess of Argyle,	Moulmein,	Steamer Fire Queen.
26th ditto, ...	Soubahdar,	Cape of Good Hope,	Nile.
26th ditto, ...	Undine,	Akyab, Kyauk Phyoo,	Steamer Fire Queen.
26th ditto, ...	Centaur,	Penang,	Edward Marquard.
30th ditto, ...	Steamer Pekin,	Singapore,	Shelometh.
30th ditto, ...	Ditto,	Hong-Kong,	Red Rover.
2nd December, ...	Angelo,	Mauritius,	Victory.
3rd ditto, ...	Victory,	Ditto,	Marie.
3rd ditto, ...	Red Rover,	Hong-Kong,	Shelometh.
8th ditto, ...	Ellenborough,	Cape of Good Hope,	Nile.
8th ditto, ...	Zaphnath Panah,	Madras,	Ditto.

J. R. BURLTON BENNETT, Deputy Post Master General.

Fort William, General Post Office, the 29th December 1851.

Export Overland Mail via Bombay.

THE Government of Bombay having appointed the 3rd of the ensuing month of February for the departure of the next Steamer therefrom with a Mail for Suez—Notice accordingly is hereby given, for general information, that the latest safe date for the transmission of letters and papers from Calcutta, which may be intended for conveyance by that opportunity, will be Saturday, the 24th proximo, and that the first set of the Overland Packets will be closed at, and despatched from this Office, on Friday, the 23rd *idem*.

J. R. BURLTON BENNETT,

Deputy Post Master General, in Charge.

Fort William, Genl. Post Office, }
the 31st December, 1851.

Export Overland Mail per P. and O. Co.'s Steamer "Haddington," direct from Calcutta.

NOTICE is hereby given, for general information, that the Mails for Suez and the intermediate Ports, (Madras, Ceylon, Aden, Penang, Singapore and Hongkong,) intended for transmission by the Peninsula and Oriental Company's Steam-Vessel "Haddington," will be closed at this Office on Wednesday, the 7th *Proximo*, and that an Alter Packet will be despatched hence on Thursday, the 8th *idem*, with the ordinary Mail, to ensure its arrival at Kedgeree, in time to reach the Steamer. The public are particularly requested to observe that no Letters for the "Haddington" can be received after 3 p. m. of that date.

J. R. BURLTON BENNETT,

Deputy Post Master General, in Charge.

Fort William, Genl. Post Office, }
The 15th December, 1851.

NOTICE.—The subjoined copy of a Despatch No. 29 of 1851, from the Honorable the Court of Directors, dated the 24th September, forwarded to this Office by the Government of Bengal, is published for general information.

J. R. B. BENNETT,

Deputy Post Master General,
in Charge.

Calcutta, General Post Office, }
the 5th November, 1851.

PUBLIC DEPARTMENT,

No. 29 of 1851.

Our Governor of the Presidency of Fort William in Bengal.

1st. We have been informed, by direction of Her Majesty's Post Master General, under date the 18th instant, that "His Lordship has obtained the authority of the Treasury to despatch in future from the General Post Office in London the Mail for India via Marseilles on the evening of the 8th of the month, instead of the 7th as hitherto, except on the occasions of the 8th falling on a Sunday, when the Mail will be despatched on the evening of the following day, and that this arrangement will come into operation with the Mail of the 8th proximo."

2nd. You will be careful, that the several Post Masters under your Presidency are duly advised of this alteration which we have by the present Mail notified to our Agents at Aden and in Egypt.

We are, &c.,

(Signed) JOHN SHEPHERD,
and 12 other Directors.

London, the 24th September, 1851.

(True Copy.)

(Signed) W. SETON-KARR,

Under Secy. to the Govt. of Bengal.

(True Copy.)

J. R. B. BENNETT,
Deputy Post Master General, in Charge.

NOTICE.—The Packets which contained the Letters, &c., posted at the General Post Office, on the 4th, 5th, 6th and 16th ultimo, shipped on board the "Margaret Skelly," for transmission to the Mauritius, was lost during the late Gale.

J. R. BURLTON BENNETT,

Deputy Post Master General, in Charge.

Calcutta, General Post Office, }
the 11th November, 1851.

Eaton, Mr D H—Care of Messrs Smith, Cowell and Co,
75, Clive Street, Calcutta.
Edwards, Esq James (2 letters)—Tirhoot.
Edwards, Major E F—H M 70th Foot, Meerut.
Edward, Capt H—Ship "Gwalior."
Endicott, Capt Charles (3 letters)—Ship "Josiah
Quincy."
Eglert, Capt—Ship "President."
Escayre, Monsr Stanislaus D (2 letters)—Aden.
Ezra, Berook Hakam Reuben—Allahabad.
Eckford, Mr Alex—Ship "Futtey Salaam."

(To be continued.)

J. R. BURLTON BENNETT,
Deputy Post Master General.

Fort William, General Post Office,
23rd December, 1851.

**Steamer for Chittagong, Arracan, and
Moulmein.**



The Hon'ble Company's Steamer
"Enterprise" will be despatched, on the 10th proximo, to
Moulmein, touching at Chittagong and Akyab, going and returning.

2nd. Great inconvenience as well as some loss to Government having been caused by parties applying for Shipping Orders for much more Freight than they require, *Notice is hereby given, that no Shipping Orders will be granted in future, until the Goods are brought to the Freight Office with a Custom House Pass, and measured, or a guarantee given that Freight for the full quantity applied for will be paid, whether so much is shipped or not.* The Orders will then be granted, and the Goods may be shipped at once. These Orders may be so applied for any time between the 2nd and the 5th proximo, but not later than the latter date, except for Treasure and small Parcels.

3rd. No Cargo will be received after the 7th, and no Goods will be taken on board, on any account, if sent alongside after 5 P.M.

4th. Applications for Passage to be made as usual, and all Passengers' Baggage must be shipped on or before the 9th.

5th. It is to be understood, in all cases, that Cabins are let on the condition of being vacated, if required to be so by Government.

By order of the Superintendent of Marine,

JAMES SUTHERLAND,
Secretary.

*Fort William, Marine Supdt.'s
Office, the 31st Decr., 1851.*

College of Fort William,
December 19th 1851.

NOTICE is hereby given, that an Examination will be held, on Friday the 16th January 1852, of Candidates for Certificates of qualification as College Teachers and as Regimental Moonshees, according to Government Orders of the 25th May 1850, and General Orders by the President of the Council of India, dated 9th October 1850, respectively.

Candidates are requested to send in their names on or before the 10th January 1852.

G. T. MARSHALL,
Secretary to the College of Fort William.

MOTION TO MARINERS.

HOY SOUND LIGHTHOUSES.

THE Commissioners of the Northern Lighthouses hereby give Notice, that two Lighthouses have been built upon the Island of Gremsey, lying in Hoy Sound, opposite Stromness, in Orkney, the Lights of which were exhibited on the Night of Thursday, the 15th of May 1851.

The following is a Specification of the position of the Lighthouses and of the Appearance of the Lights, by Mr. ALAN STEVENSON, Engineer to the Commissioners :—

The High Lighthouse is N. Lat. $58^{\circ} 56' 09''$, and W. Long. $3^{\circ} 16' 33''$. By Compass, the Lighthouses bear from each other S.E. $\frac{1}{4}$ E. and N.W. $\frac{1}{4}$ W. The High Light, towards the Western Entrance of Hoy Sound, is a FIXED RED LIGHT, and the Low Light is a FIXED BRIGHT LIGHT. When seen in one line, they lead through the Western Entrance to Hoy Sound, in the fairway, between the Bow Rock, off the Hoy Shore—and Kirk Rock, off the Stromness Shore. After running in on this line to the point A in the annexed Chart,* half-a-mile off the Low Light, where the depth is about 8 fathoms, the High Red Light is suddenly eclipsed by the land; and it is then time to haul towards the Stromness Shore, when the Red Light will immediately re-appear.

The High Light is elevated 115 Feet above the Sea; but, being a FIXED RED LIGHT, it is not seen at a greater distance than about 10 Nautic Miles. It illuminates a small Arc toward the S.E. from S.E. by E. to S.E. $\frac{1}{4}$ S., facing the Western Entrance to Hoy Sound. Toward Stromness, the High Tower shews a FIXED BRIGHT LIGHT, from S.S.E. $\frac{1}{4}$ E. to W.S.W.

The Low Light, as already stated, is known to Mariners as a FIXED BRIGHT LIGHT. It is elevated 55 Feet above the Sea, is seen at the distance of 7 Nautic Miles, and at lesser distances, according to the state of the weather. The Arc illuminated by this Light extends from E. $\frac{1}{4}$ S. to W. $\frac{1}{4}$ N., and faces Northward.

Notice is also hereby given, that towards the Islands of Cava and Risa, a FIXED BRIGHT LIGHT, illuminating a small Arc between N. $\frac{1}{4}$ W. and N.N.W. $\frac{1}{4}$ W. will be shewn from the High Tower, on the night of Friday, 1st August 1851, and every night thereafter, from Sunset to Sunrise, in addition to those already lighted and described above. This Light is intended to serve as a guide to Vessels approaching Stromness from the Eastward.

The whole of the above Descriptions and Instructions will be more easily understood by an inspection of the accompanying small Chart.*

N. B.—The Variation of the Compass is $27^{\circ} 47'$, W.

[* It has been found impracticable to publish this Chart without having it lithographed.]

The Commissioners hereby further give Notice, that by virtue of a Warrant from the Queen in Council, dated 14th August 1850, the following Tolls are now levied in respect of these Lights, viz :—

" For every vessel belonging to the United Kingdom of Great Britain and Ireland (the same not belonging to Her Majesty, her heirs and successors, or being navigated wholly in ballast), and for every Foreign Vessel which, by any Act of Parliament, Order, in

11th. The Officer superintending the Sale, on the part of the Board of Revenue, is empowered to reject, at his discretion, the bid of any individual, unless such individual shall, on demand, tender at the time a deposit either in Bank of Bengal Notes, Sub-Treasurer's Receipts, or other Government Securities, equal to 25 per Cent. even money of the amount so bid, or Rupees 1,000 for each lot.

12. With a view to prevent fictitious biddings designed to obstruct the Sale, it is hereby notified, that the Officer of Government superintending the Sale, shall be competent at any time during the Sale to withdraw any unsold lot, and immediately to put it up again for Sale at a maximum upset price, diminishing the same gradually until a bid is obtained, and the first *bond fide* bidder, for a lot after it has been offered for Sale in the mode here described, shall be held and declared to be the purchaser of the said lot, and the Officer of Government superintending the Sale shall also be competent to dispose in the same manner of as many of the subsequent lots as he may think proper, provided always that no lot shall be sold below the minimum price of 400 Rupees specified in the 2nd Clause of these Conditions.

13. The purchaser of any lot shall have the option of naming and purchasing in immediate succession any number of lots of the same Agency Opium to the extent of Twenty-five lots, and for the lots so purchased, the purchaser shall deposit for each lot 25 per Cent. even money of the amount bid by him for the first lot, or Rupees 1,000 for each lot, and pay the same price per Chest as that for which he purchased his first lot, provided always that there remain a sufficient number of lots of that Opium to complete the said Twenty-five, but not otherwise.

14th. In the event of any dispute or difference touching or concerning any matter or question arising out of the Sale of the Opium included in this Notification, or adjustment of the account thereof, the same shall and may be tried and decided in the Supreme Court of Judicature at Fort William in Bengal, and all and every Plea and Plead to the jurisdiction of the said Supreme Court shall be waived.

15th. The following papers, together with samples of the Opium for Sale, will be exhibited for inspection on the day of Sale, or may be seen previously to that date by application at the Office of the Junior Secretary to the Board of Revenue.

No. 1.—Certificate of the Opium now advertised for Sale.

No. 2.—Report of the examination of such Opium.

16th. The public are hereby informed, that in providing the investment of the Behar and Benares Opium for the year 1850-51, the same precautions have been taken as those which have been observed during past years, to have the Drug procured and sent down in a pure state, to have only the prescribed quantity of leaves used in forming the Cakes, and to have the due proportion of Opium put into each Cake. An account of the weight of the Drug when packed at Behar and Benares, and a statement of the average weight of the Chests indiscriminately taken for the purpose of comparison from the despatches on arrival at Calcutta, may be seen on application at the Office of the Junior Secretary to the Board of Revenue, and further, that four Chests of Behar and Benares Opium, which have been reserved from the provision of the two pre-

ceding years, will be also shewn to the purchasers on the day of Sale, to enable them to judge of the state of preservation in which the Drug has kept.

17th. Any further information respecting weight or quality of the Opium advertized for Sale, that may be desired by parties connected with the Trade will, as heretofore, be furnished to them on application at the Office of the Board of Revenue, but in accordance with established usage under no circumstances will the Board entertain or recognize any claim to compensation for loss from any alleged deficiency of weight, abstraction of Opium or adulteration of the Drug, which may be preferred in reference to Chests after the sale and delivery of the Opium for shipment.

18th. The public are hereby informed, that in addition to the quantity abovementioned the following quantities, more or less, of Behar and Benares Opium of 1850-51, will be brought to Sale in the year 1852, on or about the dates specified below :

	Behar, about Chests	Benares, about Chests	Total, about Chests
On or about Tuesday, 10th February 1852,	1920	880	2800
On or about Wednesday, 10th March 1852, ...	1920	880	2800
On or about Monday, 12th April 1852,.....	1920	880	2800
On or about Monday, 10th May 1852,	1920	880	2800
On or about Thursday, 10th June 1852,.....	1920	880	2800
On or about Monday, 12th July 1852,	1920	880	2800
On or about Tuesday, 10th August 1852, ...	1920	880	2800
On or about Friday, 10th September 1852, J	1920	880	2800
On or about Monday, 11th October 1852,...	1920	880	2800
On or about Wednesday, 10th November 1852,	1920	880	2800
On or about Friday, 10th December 1852, J	1892	869	2761
	21092	9669	30,761

19th. It is hereby further notified, that under the 6th Article of the Convention between Great Britain and France, dated the 7th March 1815, quoted below, the Agents in India of the French Government, or persons duly appointed by them, are entitled to demand that, out of the quantities of Behar and Benares Opium declared as above for Sale at the Twelve Sales in the Months of January, February, March, April, May, June, July, August, September, October, November and December 1852, there shall be delivered to them at the average of the particular Sale or Sales to which the Opium so applied for may belong, a quantity, not exceeding in the aggregate 300 Chests, and the Agents of the French Government must make requisition for the whole of the Opium required by them during the year within 30 days after the publication of this advertisement, specifying the particular Sale or Sales from which the quantity of Opium is intended to be taken. If the Agents of the French Government

NOTICE.—The subjoined copy of a Notice issued by the London General Post Office, is published for general information.

J. R. BURLTON BENNETT,
Deputy Post Master General, in Charge.
Calcutta, Genl. Post Office, }
the 30th April, 1851. }

Instructions No. 4, 1851. By Command of the Post Master General.

Notice to the Public and Instructions to all Post Masters, Sub-Post Masters and Letter Receivers.

Parliamentary Proceedings to India and Hong Kong, via Southampton.

General Post Office, February, 1851.

On and after the 1st March next, printed votes and proceedings of the Imperial Parliament, and of the Colonial Legislatures, may be transmitted by the Post between the United Kingdom and the East Indies, or Hong Kong, via Southampton, (subject, however, to all the existing regulations and restrictions) at the following reduced rates of postage, viz.:

For any weight not exceeding four Ounces,	1 d.
Ditto exceeding four Ounces	2 d.
Ounces and not exceeding eight Ounces,	
Ditto exceeding eight Ounces	3 d.
Ounces and not exceeding twelve Ounces,	
Ditto exceeding twelve Ounces	4 d.
Ounces and not exceeding sixteen Ounces,	
and so on in proportion, viz., for every additional four Ounces in weight, above the weight of sixteen Ounces, an additional rate of one Penny, it being understood, that any lesser weight than four Ounces, shall be charged as four Ounces.	

This Postage, which is entirely British Postage, and does not include the rate chargeable for conveyance in India, must, in all cases, be paid in advance.

(True copy,) J. R. BURLTON BENNETT,

Deputy Post Master General, in Charge.

LIST of Remaining and Unclaimed Letters and Parcels that have accumulated between the months of July and September 1851.

D.

Dixon, Mr J.—To wait at Allahabad.
Davidson, Capt W.—Meerut.
Deacon, Mrs S.—Care of Mr Hack, Chinsurah.
D'Souza, Mr Joseph—Cuttack.
D'Cruz, Esq A.—Patna.
Driberg, F J.—Coatriah, via Meria.
Driberg, Esq James—Cotooreah, Jessore.
Doyle, Esq G C H (7 letters)—Manickgunge Factory, Jessore.
D'Castor, Mr Francis—Calcutta.
Dickson, Esq W (2 letters)—Hill's Land, Calcutta.
D'Cruze, Esq Edmond—Hissabpore, via Jessore.
Dunlop, Esq A C—Jessore.
D'Silva, Mr H.—Care of Mr Crichton, Calcutta.
Dons, Esq A P (2 letters)—Patna.
D'Rozario, Esq P—Oriental Seminary, Chitpore Road, Calcutta.
Dowell, Mrs (2 letters)—Dinagepore.
D'Gall, Esq E T (2 letters)—Jessore.
D'Rozario, Esq M F—General Treasury, Calcutta.
Durant, Mrs M.—Serampore.
Dowling, Esq J (3 letters)—Bhaugulpore.

D'Destorro, Miguel D'Silva—Calcutta.
D'Costa, Revd P A—Berhampore.
Dempster, Esq J—Moulmein.
D'Costa, Mr M.—Head Master, Govt School, Arracan.
Dennehy, Esq W O B (2 letters)—Indigo Planter, Jessore.
D'Cruze, Mrs E—Care of Mr Margeot, Sibtollah Lane, Calcutta.
D'Miss, Esq S—Seetapore.
Deravara, Mr A—Care of J Lennon, Fifo Major, 11th Regt N I, Barrackpore.
D'Roché, Mr P C—Malda, English Bazar.
Duhan, Esq E M C (2 letters)—Dinapore.
Dansey, Lt—Dacca.
D'Laval, Esq P (4 letters)—Indigo Planter, Peelgunge, Purneah.
Davis, H A—Asst Apothecary, Carrrossloah Ghaut.
D'Souza, Esq A R (2 letters)—Purneah.
D'Cruz, Esq J F (2 letters)—Purneah.
D'Snaga, Misses H and J (2 letters)—Purneah.
Damasus, Revd Father—Care of Mrs Shillingford, Purneah.
Duff, Esq W (2 letters)—Purneah.
Desplannis, Esq P—Mulungah, Choonagully, Calcutta.
D'Costa, Esq M—Chittagong School.
Doyle, J W—Jessore.
D'Fountain, Capt Angus—40th Regt N I, Allahabad.
Durand, Monsr F—Calcutta.
D'Cruze, Mr Domingo—Sibtollah Lane, Calcutta.
Delahoy, Esq Thomas—Fort William, Calcutta.
Davidson, Lt (2 letters)—29th Regt N I, Vepory, Madras.
D'Costa, Mr N—Allahabad.
Dick, Mrs E (2 letters)—Cullings.
D'Oitz, Mr Marianno—No. 12½, Free School Street, Calcutta.
Delanougerede, Esq J L—Berhampore.
Davis, Mr Charles—Post Office, Sydney.
Dawson, Esq J—Care of the Post Master Genl, Calcutta.
D'Silva, Mr W—Oleva Garden, Bojakanah.
Doyle, Elizabeth—Connaught Street, Calcutta.
Dupeyron, Esq E (2 letters)—Mirzapore.
D'Cruz, Mr Charles—Bookseller, Calcutta.
Duncan, Esq Robert—Calcutta.
Davidson, Esq James—Care of Tulloh and Co., Calcutta.
D'Rozario, Esq E—Jessore.
Dugald, Spankie and Co., Messrs (3 letters)—Gazeepore.
D'Cruze, Mr John Serpheno—Bengal.
D'Silva, Mrs Augustin—Calcutta.
Dullard, Patrick—Pensioner, Garrison Office, Dinapore.
D'Rozario, Mrs Roza—Calcutta.
Doorjachurn Bysack,—Calcutta.
Davechund Cappoorchund, Esq (2 letters)—Calcutta.
Davechund Jorrsepoock, (2 letters)—Calcutta.
Doyalchund Roy and Co, Messrs—Calcutta.
Drownford, Capt—Brig "Hadree."
Donald, Mr Thos—Ship "Loodianah."
Dupont, Monsr Charles—Navire "Henrie Joseph."
Durmout, Monsr—Capt of the Ship "Jeanne D'Arc."
Dumont, Monsr—Capt du Navire "Jeanne D'Arc."
Douville, Monsr (5 letters)—Bord du "Prophète."
Douat, Capt—Navire "Courrier de l'Inde."
Delamare,—Capt du Navire "Belle Creole."
David, Monsr Ati—a bord de "Cleanthe."
Dufroy, Capt T—Navire "Regulus."
Davis, Esq Robt S (3 letters)—Ship "Orissa."
Dun, Mr Seaton—Ship "Royal Saxon."
Driver, Capt—Ship "Simlah."

E.

Ezekiel, Mr Jas—Care of Mrs Ross, Berampore.
Estion, Mrs A M—Care of Mr Muggy, Calcutta.
Englebregh, Mr Jno (2 letters)—Dacca.
Ewin, Esq Henry—Steamer "Hooringhotta," Allahabad.
Edwards, Esq James—Dacca.
Elliott, Esq James H—Toolsee Factory, Bhangulpore.
Edwards, Mrs C—near Chanjee's House at Penang, Raj-hatta Moord.
Elie, Esq E—Pubpa.
Elley, Capt R (2 letters)—Barque "Brother."
Esdale, Esq James—M D, Marine Surgeon, Calcutta.

shall not make the requisition for Opium within the time abovementioned, the entire quantity of about 33,561 Chests of Behar and Benares, as above estimated, will be brought to Sale in the usual manner, and if they shall make application for a quantity of Opium to be delivered to them out of the quantity advertized for Sale at each or any of the Twelve Sales abovementioned, but shall not pay for it within the prescribed period of payment, the Deputy Governor of Bengal reserves to himself the right of disposing of the Opium which the French Authorities may so fail to pay for, either by increasing the quantity reserved at the Sale next ensuing the date of payment, or by selling it at a Sale to be held expressly for the purpose.

Article 6th. "With regard to the Trade in Opium it is agreed between the high contracting parties that at each of the periodical Sales of that article there shall be reserved for the French Government, and delivered upon requisition duly made by the Agents of His Most Christian Majesty, or by the persons duly appointed by them, the number of Chests so applied for, provided that such supply shall not exceed Three Hundred Chests in each year, and the price for the same shall be determined by the average rate at which Opium shall have been sold at every such periodical Sale; it being understood that, if the quantity of Opium applied for at any one time shall not be taken on account of the French Government by the Agents of His Most Christian Majesty within the usual period of delivery, the quantity so applied for shall nevertheless be considered as so much in reduction of the Three Hundred Chests hereinbefore mentioned: the requisitions for Opium as aforesaid are to be addressed to the Governor General at Calcutta, within thirty days after notice of the intended Sales shall have been published in the Government Gazette."

By order of the Board of Revenue, Fort William, the 5th November, 1851.

CECIL BEADON,
Junior Secretary.

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of Donald Campbell Mackey, carrying on business in co-partnership together with Edward Creaton and John Mackey, late of Calcutta, as Merchants and Agents, under the style and firm of D. C. Mackey and Co., an Insolvent. Notice, that the petition of the said Insolvent, seeking the benefit of the Act XI. Vic. cap. XXI., was filed in the Office of the Chief Clerk, on the 27th day of December last, and by an Order of the same date, the Estate and Effects of the said Insolvent were vested in the Official Assignee.

In the matter of Donald Campbell Mackey, carrying on business in co-partnership together with Edward Creaton and John Mackey, late of Calcutta, as Merchants and Agents, under the style and firm of D. C. Mackey and Co., an Insolvent. On Saturday, the 27th day of December last, It was ordered that the hearing in this matter shall be on the 7th day of February next, and that the said Insolvent do then attend to be examined by the said Court.

In the matter of Donald Campbell Mackey, of Jackson's Ghaut Street, in Calcutta, Merchant, lately carrying on business in co-partnership together with Edward Creaton and John Mackey, an Insolvent.

Notice, that the petition of the said Insolvent, seeking the benefit of the Act XI. Vic. cap. XXI., was filed in the Office of the Chief Clerk, on the 27th day of December last, and by an Order of the same date, the Estate and Effects of the said Insolvent were vested in the Official Assignee.

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On Saturday, the 27th day of December last, It was ordered that the hearing in this matter shall be on the 7th day of February next, and that the said Insolvent do then attend to be examined by the said Court.

Allan and Thomas, Attorneys.

Chief Clerk's Office, 2nd January 1852.

Sheriff's Office, the 27th December, 1851.

NOTICE is hereby given, that a Sessions of Oyer and Terminer and Gaol Delivery, and also an Admiralty Sessions, will be holden by the Supreme Court of Judicature at Fort William in Bengal, for the Town of Calcutta and Factory of Fort William, and places subordinate thereto, at the Court House, in the Town of Calcutta, on Wednesday, the Seventh day of January next, at 12 o'Clock at Noon.

The Court will open on the first day of the Sessions at 12 o'Clock at Noon, and upon each succeeding day, precisely at 11 o'Clock in the Forenoon, of which all persons are required to take notice.

JOHN DEFFELL, Sheriff.

নথিক আফিস ২৭ ডিসেম্বর ১৮৫১ সাল।

সমাচার দেওয়া ষাটিতেছে যে আগামী ৭ জানুয়ারি বুধবার মুই প্রহরের সময় শহর কলিকাতার কোর্ট উইলিয়েমের এবং ভাবার অঙ্গপাতি যে সকল হান তমিমিতে বঙ্গদেশের কোর্ট উইলিয়েমের সুপ্রিম কোর্ট আপন আদালত ঘরে ও এর ট্রামিনর এবং এতমিরেল্টী অর্থাৎ মহাসুমুক্ত সম্পত্তি মোকদ্দমা নিষ্কাত কর্য এক সেশিয়ান অর্থাৎ মিছিল করিবেন।

এই সেশিয়ান বর্তকাল পর্যন্ত বলিবেক ভাবার প্রথম দিবস মুই প্রহরের সময় ভাবার পর প্রতি দিবস এগামো ষাটার সময় বলিবেক এবিহুর সঠিল কুরণ রাখুন।

JOHN DEFFELL, Sheriff.

নথিক।

LOST.—Half of a Bank of Bengal Note, No. 12644, for Rs. 20, the payment of which has been stopped at the Bank.

" Council, Convention or Treaty, shall be privileged to enter the Ports of the said United Kingdom, upon paying the same duties of Tonnage as are paid by Vessels belonging to the United Kingdom (the same not being navigated wholly in ballast) which shall arrive at, or depart from, the Port of Stromness or its dependent creeks in Orkney, or which shall pass in either direction through the Pentland Firth, between the Island of Pomona or the Mainland of Orkney, and Dunnethead in Caithness, the Toll of one Farthing per Ton of the Burden of every such Vessel, for each time of passing or deriving benefit from the said Lights, if on a Coasting Voyage, and Double the said Toll for passing or deriving benefit on an Oversea Voyage; and for each Foreign Vessel navigated as aforesaid not privileged in manner hereinbefore mentioned, Double the amount of the respective Tolls hereinbefore specified."

By Order of the Board,

(Signed) ALEX. CUNNINGHAM, Secretary.

Office of Lighthouse Board,
Edinburgh, July 22, 1851.

No. 4259.

Memo.—Published by order of Government for general information.

By order of the Superintendent of Marine,

JAS. SUTHERLAND,
Secretary.

Fort William,
the 18th October, 1851.

MOTIFICATION.

FORT WILLIAM, THE 5TH NOVEMBER, 1851.

NOTICE is hereby given, that on Monday, the 12th January 1852, at the hour of Eleven o'clock in the forenoon, will be put up to Sale at the Exchange Rooms at Calcutta, and sold by Public Auction, for Exportation by Sea, the undermentioned quantity of Opium, the Provision of 1850-51, subject to the following Conditions; viz.

Produce of Behar Agency,	Chests 1,920
Ditto of Benares ditto,	, 880
<hr/>	
Total Chests 2,800	

CONDITIONS OF SALE.

1st. The Opium will be sold for Exportation by Sea only, and no Certificate will be granted except to cover such Export.

2nd. The Opium will be ordinarily offered for Sale at an upset price of Rupees 400 per Chest, and sold to the highest bidder above that price, except under the circumstances for which Provision is made by Clause 12 of the Conditions of Sale.

3rd. The Sale shall commence at the hour of 11 A. M., and shall not be continued after the hour of 5 P. M., but if at that hour any of the lots advertised for Sale shall remain unsold, the Sale may, at the discretion of the Board of Revenue, be resumed on the next day following (not being Sunday or a Public Holiday), at the hour of 11 A. M., and so on until the whole of the remaining lots are disposed of; or if the quantity of 2,800 Chests shall not be sold on the day advertised, the Board may dispose of the lots which remain on hand at a future Sale.

4th. Each lot to contain Five Chests.

5th. A deposit in a Promissory Note, either for 25 per Cent, even money, of the amount for which each lot is knocked down, or for Rupees 1,000, at the discretion of the Officer superintending the Sale, shall be made by the purchaser in the Sale Room, and before the lot is registered in the Sale Book, and all such Promissory Notes shall be redeemed on the part of the purchasers at this Office by Sub-Treasurer's Receipts, or by substitution of other Public Securities of the Bengal Government, on or before 4 o'clock of the afternoon of Saturday, 17th January, or on the other hand failing such redemption by the time aforesaid, then the lot or lots for which no Sub-Treasurer's Receipts, or deposit of other Public Securities as aforesaid, shall have been delivered in, shall be re-sold at such time or times and under such Conditions of Re-sale as the Board of Revenue shall see fit, and all losses and expenses whatsoever attending such Re-sale, shall be borne and paid by the defaulters, whilst any profit accruing from such Re-sale shall be forfeited to Government.

6th. The Promissory Notes taken on the day of Sale, under the last mentioned Condition if remaining unredeemed on the said 17th January, will be placed in the hands of the Attorney to the Hon'ble Company for realization in such manner as to him shall seem fit.

7th. No tender of Money, Sub-Treasurer's Receipts, or Public Securities on account of Opium, upon which the prescribed deposit may not have been made before 4 o'clock of the 17th January, will be afterwards accepted.

8th. The Opium, now advertized for Sale, shall be paid for within 15 clear days from the day of Sale, that is to say, no Treasury Receipt will be accepted in payment after 4 P. M. of Tuesday, the 27th January 1852, and in case any lots of such Opium shall not be so paid for and adjusted, then the cash deposit of 25 per Cent, even money of the amount for which each lot is knocked down, or Rupees 1,000 for each lot, or any Public Securities that may have been deposited on account of such lots or chests shall be forfeited, and the Opium be disposed of on account of Government at such time and in such manner as the Board of Revenue shall think fit, and the first purchaser shall further be required to make good any loss or difference of price between that obtained at the Re-sale and the amount at which the Opium was first purchased, forfeiting all advantages that may arise from such Re-sale.

9th. Purchasers taking out Certificates or orders for the delivery of Opium, after making full payment as above prescribed, shall have the option of naming the number of lots of their purchase which they may desire to be included in each Certificate or order, and it is to be clearly understood that the Certificates or orders so taken out shall be considered final, and not afterwards changeable for other Certificates or orders authorizing the delivery of single lots or of a different number of lots or chests, whether more or less, than the number of lots or chests originally required to be included in each Certificate or order.

10th. No Sub-Treasurer's Receipts or deposit of Public Securities under the fifth of the present Conditions, will be received in this Office, except from the party recorded as the purchaser in the Sale Book or his authorized Agent. The receipt for deposit of Public Securities will be granted only in the name of such purchaser, and the Securities so deposited will be returned when clearance has been made by the said purchaser or his order.

BANK OF BENGAL.

3RD JANUARY, 1852.

THE Proprietors of the Bank of Bengal are hereby informed, that the 26th Dividend under Act VI. of 1839 is payable at the Bank at the rate of Company's Rupees Twelve (Co.'s Rs. 19-0-0) per Cent. per Annum,—or Company's Rupees Two Hundred and Forty (Co.'s Rs. 240-0-0) upon each Share.

Proprietors or their Agents will be pleased to apply to the Bank for Duplicate receipts.

Published by order of the Directors,

Wm. GREY,
Secy. and Treasurer.

BANK OF BENGAL RATES.**DISCOUNT.**

Private Bills and Notes at or within	} 10 per Cent.
3 months,	

Government Acceptances do.,	6
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INTEREST CHARGED.

On Fixed Loans, not exceeding 3 months, on Deposit of Company's Paper,	8
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On Deposit of Opium,	9
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On Deposit of Metals and Indigo,	9
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On Deposit of other Goods,	10
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On Accounts of Credit, not exceeding 3 months, on Deposit of Company's Paper,	8
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On Deposit of Opium,	9½
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On Deposit of Metals and Indigo,	9½
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On Deposit of other Goods,	10½
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W. GREY, Secy. & Treasurer.

Bank of Bengal.
Calcutta, 17th Sept., 1851.

Oriental Bank.

NOTICE is hereby given, that from and after the 31st instant, the business hitherto carried on by this Bank will be discontinued, and the business of the Company will be transacted by the Oriental Bank Corporation, in accordance with the terms of their Charter.

By order of the Court of Directors,

Wm. ANDERSON,
Manager.

Calcutta, 20th December 1851.

Oriental Bank Corporation.

THE Court of Directors do hereby give Notice, that on and after the 1st January 1852, the business of this Company will be conducted in the premises hitherto occupied by the Oriental Bank at Calcutta, and will consist of Exchange, Deposit, and Remittance on the usual terms, and in accordance with the provisions of Her Majesty's Royal Charter of Incorporation, bearing date the 30th day of August 1851.

Mr. William Anderson is appointed Agent, and Mr. George Kilgour Ingelow is appointed Sub-Agent for the Corporation at Calcutta.

W. W. CARGILL,
Chief Manager.
Walbrook, London.

NOTICE.—Mr. Frederick Althaus has this day been admitted a Partner in our Firm.

WATTENBACH HILGERS AND CO.
Calcutta, 1st January 1852.

North-Western Bank of India.

THE opinion of Counsel, which has been taken as resolved by the Shareholders at the last Half-yearly General Meeting, being favorable to the feasibility of registering the Bank under Act No. XLIII. of 1850, the Manager hereby calls a Special Meeting of the Shareholders for the purpose of resolving that the Company shall be registered under the said Act, to be held at the Bank Premises, No. 4, Old Council House Street, Calcutta, at Noon, on Tuesday, the 20th day of April 1852.

This notice is given in pursuance of and as required by the fourth Section of the said Act XLIII. of 1850.

JOHN O'B. TANDY,
Manager.

*North-Western Bank of India, }
Calcutta, 27th December 1851. }*

Sheriff's Sale, Calcutta, 3rd January 1852.

NOTICE is hereby given that on Thursday, the Twenty-ninth day of January instant, precisely at the hour of 12 o'clock at noon, the Sheriff of Calcutta will put up to Public Sale at the Lower Verandah of the Court House near the Entrance into the Sheriff's Office, by virtue of a Writ of *Venditioni Exponas* in his hands against the Effects of Cossinauth Shaw.

1st.—The Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to a Talook, with a Katcharee Batty, called Doorgapore, situate, lying, and being at Doorgapore, in Pergunnah Nazeerpore, and in the Zillah of Backergunge.

2nd.—Also, the Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to a Thatched Guddybatty, seven Gollahghur, and a Tank, with a piece or parcel of Land thereunto belonging, containing, by estimation, One Biggah and Ten Cottahs, more or less, situate, lying, and being at Connopore in Pergunnah and Zillah aforesaid, and butted and bounded as follows: (that is to say,) on the North by a House and Land of Bholanauth Coomar, on the East by a House and Land of Meer Mongul Jan, on the South by a Shop and Land of Suroop Shaw, and on the West partly by a Dwelling-house of Kabul Kisto Shaw, and partly by a Nuddy.

3rd.—Also, the Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to a Puttoniah Talook Luckey Bebee, Kismut Dhabaghuttee, situate, lying, and being at Joar Connopore, in Pergunnah and Zillah aforesaid.

4th.—Also, the Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to seven annas and ten gundahs part or share of, in, and to a Talook, called Chaudpore, situate, lying, and being at Chaudpore, in Pergunnah and Zillah aforesaid.

5th.—Also, the Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to a Thatched Dwelling-house and a Tank, with piece or parcel of land thereunto belonging, containing, by estimation, Six Biggahs, more or less, situate, lying, and being at Palockdey, in Pergunnah Bangallah, and in the Zillah aforesaid, and butted and bounded as follows: (that is to say,) on the West by a House and Land of Chundernauth Dutt, on the South by a House and Land of Gungaram Thacoor, on the East by a House and Land of Rye Chand Jhat, and on the North by a House and Land of Topissaram Moochee.

6th.—Also, the Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to another Thatched Dwelling-house, with a piece or parcel of Land thereunto belonging, containing, by estimation Three Biggahs, more or less, situate, lying and being at Burmonuddy, in Pergunnah Jelalpore and in the Zillah of Furreedpore, and butted and bounded as follows: (that is to say,) on the East by a House and Land of Gourchund Poddar, on the North by a House and Land of Harrau Shaw, on the West by a House and Land of another Harrau Shaw, and on the South by a House and Land of Daooram Shaw.

7th.—Also, the Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to six annas part or share of Talook Joarbackparrah and others, situate in Pergunnah and Zillah aforesaid.

8th.—Also, the Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to a fourteen annas part or share, of, in, and to a Talook called Manick, situate, lying, and being at Khosaul Sorreep, in Pergunnah and Zillah aforesaid.

9th.—Also, the Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to a Talook, situate in Pergunnah and Zillah aforesaid.

10th.—And also, the Right, Title, and Interest of the said Cossinauth Shaw, of, in, and to a Talook, Kismut Poranpore, situate in Pergunnah and Zillah aforesaid.

The Conditions of Sale may be known by applying at the Sheriff's Office.

JOHN DEFFELL, Sheriff.

Sheriff's Sale, Calcutta, 3rd January 1852.

NOTICE is hereby given, that on Thursday the Twenty-ninth day of January instant, precisely at the hour of 12 o'clock at noon, the Sheriff of Calcutta will put up to Public Sale at the Lower Verandah of the Court House, near the entrance in the Sheriff's Office, by Virtue of a Writ of *Venditioni Exponas* in his hands, against the Effects of Kistocaunth Shaw and Kistocoomar Coondoo,—

1st.—The Right, Title, and Interest of the said Kistocaunth Shaw and Kistocoomar Coondoo, of, in, and to fourteen annas part or Share of, in and to a Talook, with a Katchareebatty called Doorgapore, situate, lying, and being in Pergunnah Nazirpore, and in the Zillah of Backergunge, the Sudder Malgozaree of which is Company's Rupees 2,331-0-0.

2nd.—Also, the Right, Title, and Interest of the said Kistocaunth Shaw and Kistocoomar Coondoo, of, in, and to fourteen annas part or Share of, in, and to a Thatched Guddybatty, Seven Gollah Ghurs, and a Tank, with a piece or parcel of Land thereunto belonging, containing, by estimation, One Biggah and Ten Cottahs, more or less, situate, lying, and being at Connoypore, in Pergunnah and Zillah aforesaid, and butted and bounded as follows: (that is to say,) on the North by a House and Land of Bholanauth Coomar, on the East by a Katcharrybatty of Meermungul Jawa, on the South by a Shop and Land of Suffoop Shaw, and on the West partly by a River and partly by a House and Land of Kebulkinto Shaw.

3rd.—Also, the Right, Title, and Interest of the said Kistocaunth Shaw and Kistocoomar Coondoo, of, in, and to fourteen annas part or Share of, in, and to a Puttoniab Talook Luckey-

bebee, situate, lying, and being at Joar Connopore, in Kismut Dhabaghettee, in Pergunnah and Zillah aforesaid.

4th.—Also, the Right, Title, and Interest of the said Kistocaunth Shaw and Kistocoomar Coondoo, of, in, and to fourteen annas part or Share of, in, and to a Thatched Dwelling-house, a Tank, and several Trees thereon, with a piece or parcel of Land thereunto belonging, containing, by estimation, Six Biggahs, more or less, situate, lying, and being at Palokdy in Pergunnah Bangalab, and in the Zillah aforesaid, and butted and bounded as follows: (that is to say,) on the West by a House and Land of Chundernauth Dutt, on the South by a House and Land of Gungaram Takoor, on the East by a House and Land of Royehund Jalea, and on the North by a House and Land of Topeesaram Moochee.

5th.—Also, the Right, Title, and Interest of the said Kistocaunth Shaw and Kistocoomar Coondoo of, in, and to fourteen annas part or share of, in, and to another Thatched Dwelling-house, with a piece or parcel of Land thereunto belonging, containing, by estimation, Three Biggahs, more or less, situate, lying, and being at Burmonuddy, in Pergunnah Jelalpore, and in the Zillah of Furreedpore, and butted and bounded as follows: (that is to say,) on the East by a House and Land of Gorachund Poddar, on the North by a House and Land of Harrau Shaw, on the West by a House and Land of another Harrau Shaw, and on the South by a House and Land of Dogram Shaw.

6th.—Also, the Right, Title, Interest of the said Kistocaunth Shaw, and Kistocoomar Coondoo, of, in, and to fourteen annas part or share of, in, and to six annas part or share, the whole into sixteen equal parts considered as divided, of a Talook Joar Bakpoora, &c., situate in Pergunnah and Zillah aforesaid.

7th.—Also, the Right, Title, and Interest of the said Kistocaunth Shaw and Kistocoomar Coondoo of, in, and to fourteen annas part or share of, in, and to a Talook called Manick, situate, lying, and being at Khosaul Sorreep, in Pergunnah and Zillah aforesaid.

8th.—Also, the Right, Title, and Interest of the said Kistocaunth Shaw and Kistocoomar Coondoo of, in, and to fourteen annas part or share of, in, and to fifteen gundahs part or share, the whole into three hundred and twenty equal parts being considered as divided, of a Talook Kismut Poranpore, in Pergunnah and Zillah aforesaid.

9th.—And also, the Right, Title, and Interest of the said Kistocaunth Shaw and Kistocoomar Coondoo of, in, and to fourteen annas part or share of, in, and to a Talook consisting of four Mouzahs, namely, Kismut Palbuddy, Moochee, Kally, Dyah Soob, and Nintully, situate, lying and being in Pergunnah Bangalab, and in the Zillah of Backergunge, the Sudder Malgozaree of which is Company's Rupees 61-11-9-1.

The Conditions of Sale may be known by applying at the Sheriff's Office.

JOHN DEFFELL, Sheriff.

JUST PUBLISHED.

And for Sale at the Exchange Hall,
AN INDEX to the Acts of the Legislative Council of India, from their Commencement to the close of the year 1850.

By JAMES SMITH.



APPENDIX TO

The Calcutta Gazette.

Published by Authority.

SATURDAY, JANUARY 3, 1852.

বজ ও একবেশীয় অপর ভাষাতে নামাঞ্চিত বে সকল চিঠীর মালিকাবের টিকানা বাহ ওয়াপ্যুক
ভাগলপুর পোষ্ট আকিলে ঈ ১৮৫০ সালের কেন্দ্ৰআৱি মার্চ ও আপ্ৰিল মাহাতে বে সকল
চিঠী রাখিব ইটয়াছে ভাষাৰ কৰ্ত্ত।

চিঠী সংখ্যা	চিঠীৰ মালিকাবেৰ নাম	মালিকাবেৰ টিকানা	কৈকিয়েৰ
২৭৪	প্ৰাণ দত্ত	ভাগলপুৰ	
২৭৫	কিশোৱাল	উৱিয়ৰ	
২৭৬	বামসেৱক	ভাগলপুৰ	
২৭৭	লেখ উচ্চিৱ আলি	ঈ	
২৭৮	কুহত্ত আলি	সকৰিগলি	
২৭৯	বাধা লাল	ভাগলপুৰ	
২৮০	অধিলেখৰ	বৰ্জমান	
২৮১	বৈকুন্ধ	বগসৱ	
২৮২	গোদৱ সিৰ	ভাগলপুৰ	
২৮৩	জমাহেত লাল	ঈ	
২৮৪	অবিজ্ঞ সিৰ	ঈ	
২৮৫	হিৱা শাহা	কাশিম গঞ্জ	
২৮৬	বাম বক্তু	জোগসৱ	
২৮৭	চামু	গোদাষাট	
২৮৮	পিতাহুৰ মিৰ	ভাগলপুৰ	
২৮৯	পিতৃ বাবুৱচি	ধৰ্মপুৰ	
২৯০	মধুসূৰন	নাথ নগৱ	
২৯১	পিৰ সইশ	ভাগলপুৰ	
২৯২	ইশক আলি	ভাগলপুৰ আসানদ্বপুৰ	
২৯৩	এবাৰত হোশেৰ	ভাগলপুৰ	
২৯৪	ইশক আলি	ভাগলপুৰ আসানদ্বপুৰ	
২৯৫	গিৰিধাৰি লাল	পুৱানা সডাই	
২৯৬	ইশক আলি	আসানদ্বপুৰ	
২৯৭	অল্যু	ভাগলপুৰ	
২৯৮	লিউ লাল	ঈ	
২৯৯	লেখ তিখৰ	ঈ	
৩০০	কুহত্ত আলি	ভাগলপুৰ	
৩০১	মহেন্দ্ৰ হোশেৰ	ঈ	

চিঠীর সংখ্যা	চিঠীর মালিকারের নাম	মালিকারের টিকাঙ্গা	ইক্ষুণ্ডে
৩০২	নহিমদ্বীপ	খগুরপুর	
৩০৩	রামচরণ	ভাগলপুর	
৩০৪	শিখ জহান	•	
৩০৫	নাগরি	০	
৩০৬	রাম লাল	ভাগলপুর	
৩০৭	রামলোচন	এ	
৩০৮	নাগরি	০	
৩০৯	মহেশচন্দ্ৰ	ভাগলপুর	
৩১০	মৌজি লাল	কাহাল গাঁ	
৩১১	মাহারি ধূবি	ভাগলপুর	
৩১২	নাগরি	•	
৩১৩	মুনশী দেবিচরণ	ভাগলপুর	
৩১৪	মৃত্যুজ্ঞয়	লক্ষ্মীপুর	
৩১৫	অয়মঙ্গল	খগুরপুর	
৩১৬	দুরবারি লাল	নসিরাবাদ	
৩১৭	কালীপ্রসাদ	ভাগলপুর	
৩১৮	তিনকোড়ি ধানশামা	এ	
৩১৯	বশম	জোগশর	
৩২০	গোপ ল লাল	ভাগলপুর	
৩২১	শিৰ লাল	এ	
৩২২	গোলাম গণেশ	এ	
৩২৩	মনু জান	এ	
৩২৪	ইশক আলি	আসামদ্বপুর	
৩২৫	বসন্ত লাল	ভাগলপুর	
৩২৬	ললিতরাম	এ	
৩২৭	গোবিন্দরাম	সাতছরা	
৩২৮	ধনুনারায়ণ	ভাগলপুর	
৩২৯	গোবিন্দচান্দ	এ	
৩৩০	সৈহেরতু উল্লা	এ	
৩৩১	কালীচরণ	এ	
৩৩২	জকীউদ্দীন	এ	
৩৩৩	প্যারে লাল	এ	
৩৩৪	রাম বৰহান	এ	
৩৩৫	শিব লাল	এ	
৩৩৬	রানার্জি	চান্দানালা	
৩৩৭	ছকন লাল	ভাগলপুর	
৩৩৮	আমিরচান্দ	এ	
৩৩৯	মধু জাটমারি	নওয়া বাজার	
৩৪০	বৈষ্ণব লাল সিঁ	ভাগলপুর	
৩৪১	নয়ান সিঁ	এ	
৩৪২	বৈষ্ণবীষ লাল	এ	
৩৪৩	মদন চান্দুর	বয়ারি	
৩৪৪	শিবময়ল চান্দুর	ভাগলপুর	

চিঠীর সংখ্যা	চিঠীর মালিকানের অবস্থা	মালিকানের টিকারা	কৈকীয়ের
৩৪৫	বৈশাখি সাল	মুক্তুরগণ	
৩৪৬	বেহুরাগরি		
*বর ও এতদেশীয় অপর ভাষাতে বামাত্তির বে সকল চিঠীর মালিকানের টিকার বাহ্যিকান্দন্ত আয়ার পোষ্ট আকিসে ১৮৫১ সালের মে মাহাতে বে সকল চিঠী রাখিত হইয়াছে ভাষার কর্ম।			
১	আবুল হোশেম	পারসি	আরা
১	গণহিরাম	নাগরি	ঐ
১	মহম্মদ আলি	পারসি	ঐ
১	ববরু আলি	ঐ	দাশ্যা
১	শুরসেম আলি	ঐ	আরা
১	বিশ্বের পাণ্ডা	নাগরি	ঐ
১	ঢাকুর চৌধুরী	ঐ	বেলৌটী
১	রাহত হোশেম	পারসি	আরা
১	বলাঙ্গু বী	ইংরেজি	অগামীশপুর
১	বামদার বী	পারসি	আরা
১	বিশ্বেষ দয়াল	নাগরি	ঐ
১	মির মহম্মদ আলি	পারসি	ঐ
১	অকুধ্যা সাল	ঐ	মৌদহি
১	পুরি তেওয়ারি	নাগরি	ভৱপুরা
১	বামজিহ পালয়ান	ঐ	ভকুরা
১	শিতারাম	পারসি	বিজা
১	+	ঐ	ঐ
১	শহুরাব	নাগরি	বেলহর
১	মেজা একবার আলি	পারসি	কেরত বেহার
১	আলি বক	ঐ	কেরত বানারশ
১	লিউ বহার পাঠক	নাগরি	সারঙ্গপুর
১	উজাগীর শাউ	ঐ	গাজিয়াপুর
১	লেখ বেহারি	পারসি	আরা
১	এলাহি বক	ঐ	ঐ
১	বামবারণ সিৎ	নাগরি	বুরা
১	বাবর আলি	পারসি	আরা

২০

ইমারিবাগ পোষ্ট আকিসে ১৮৫১ সালের মে মাহাতে বে সকল চিঠী রাখিত
হইয়াছে ভাষার কর্ম।

১	মোহর	চাইবাণা
২	উমের বী	পুর্ণীরা
৩	ইত্তম মিত্রি	হাজারিবাগ
৪	বেহারি বৌবে	বাঁচি
৫	অকুমচন্দ্ৰ	হাজারিবাগ
৬	ক সিৎ	শহুরাব

চিঠী
সংখ্যা

চিঠীর মালিকানার নাম

মালিকানার চিঠীর ১৮৫১ সালের তারিখ

১	অগ্নিশমন	হাজারিবাগ
২	একবাল আলি	চাটিবালা
৩	বাবু লাল	হাজারিবাগ
৪	লেখ আলি বক	হাপরা
৫	জাহানবেহাৰা	হাজারিবাগ
৬	কাণ্ঠী কাহার	ঐ
৭	কোৱবাব আলি	ঐ
৮	লেখ বুমুন	ঐ
৯	পরমানন্দ	ঐ
১০	তহুর সিংহ	ঐ
১১	গুজাপুসাদ	ঐ
১২	গুজাকান্ত	কটোরা
১৩	গুলারচাঁদ	হাজারিবাগ
১৪	গোপালনারায়ণ	ঐ

বিহুট পোষ্ট আফিসে ইৰ ১৮৫১ সালের আপ্রিল মাহাতে যে সকল চিঠী রাখিত
হইয়াছে তাহার কৰ্ত্তা।

বিহুট	চিঠী
ঐ	রাজনারায়ণ
ঐ	খোলা বক
ঐ	শা কুরহ হোশেন
ঐ	বাবুরাম
ঐ	চৌধু লাল
ঐ	মহেন্দ্রনারায়ণ
ঐ	ভকজল হোশেন
ঐ	বাবু লাল
ঐ	গোলাব সিংহ
ঐ	সৈঘাম ওয়াজিদ আলি
ঐ	চৌকুরুল মুখোপাধ্যায়
ঐ	রামকৃষ্ণ
ঐ	মুরাদ আলি
ঐ	গোবিন্দুরাম
ঐ	বজুর আলি
ঐ	অকুম বক
ঐ	আসদউল্লা এন্ডি

(To be Continued.)

[উহার অবশিষ্ট আগামীতে প্রকাশ হইবেক ।]

CALCUTTA,
General Post Office
22nd September, 1851.

J. R. BURLTON BENNETT,
Deputy Post Master General, in Charge.



The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press by NOON of TUESDAYS and FRIDAYS: and of a few lines only, before 5 p. m. of those days.

WEDNESDAY, JANUARY 7, 1852:

No. 4017.

Foreign Department,
Camp Khodagunge, the 29th December 1851.

NOTIFICATIONS.—The unexpired portion of the leave of absence granted to Colonel J. Low, C. B., Agent to the Governor General for the States of Rajpootana, in General Order dated 29th August last, is cancelled from the 1st instant.

No. 4026.

Camp Gosaingunge, the 30th December 1851.

The Most Noble the Governor General is pleased to grant Lieutenant Colonel F. H. Sandys, Political Agent at Mehidpore, leave of absence for one month, from the 1st January next, under Section XI. of the Absentee Rules.

No. 4034.

Camp Meerun-ke-Seraie, the 31st December 1851.

The Most Noble the Governor General is pleased to appoint Mr. G. D. Westropp to be an Extra Assistant in charge of the Pension Pay Office at Lahore.

No. 4050.

The Most Noble the Governor General is pleased to confirm the following Extract from Orders issued by the Officer Commanding the 3rd Punjab Light Field Battery:—

"Asnee, 2nd December 1851.

" Assistant Farrier and Saddler Sergeant G. Adamson, of No. 3, Punjab Light Field Battery, is appointed to act as Laboratory Man, during the ensuing Practice Season."

Also the following Extract from Regimental Orders issued by the Officer Commanding the 5th Regiment Punjab Infantry:—

"Dera Ghazi Khan, 6th December 1851.

" The disbursement of Rs. 2-8 is authorized for the repairs of the temporary Bells of Arms and Gunpowder of the Regiment, injured by the late Battery point."

No. 4055.

The Most Noble the Governor General is pleased to confirm the Contingent Force Orders issued

by Brigadier Parsons, C. B., Commanding Sindiah's Contingent, under date the 12th instant, appointing Lieutenant Lumsden, Adjutant 5th Infantry, to act as Second in Command from that date, consequent on Captain Carter's proceeding on general leave, in addition to his own duties as Adjutant.

No. 28.

Camp Urroul, 1st January 1852.

Mr. M. Ricketts, Assistant Commissioner in the Punjab is, at his own request, placed at the disposal of the Hon'ble the Lieutenant Governor North-Western Provinces.

No. 35.

Camp Poorah, the 2nd January 1852.

The Governor General is pleased to appoint Lieutenant A. Blackwood, of the 59th Native Infantry, to officiate as Second in Command of the Bhopal Contingent, during the absence, on leave, of Captain Travers.

H. M. ELLIOT,
Secy. to the Govt. of India,
with the Govr. Genl.

General Orders by the Most Noble the Governor General of India.

Camp Goorsaigunge, the 30th December 1851.

The following Notifications, from the Foreign Department, are re-published in General Orders:—

No. 3994.

Foreign Department,

Camp Futtehgurh, the 27th December 1851.

NOTIFICATIONS.—The Most Noble the Governor General is pleased to make the following Appointments:—

" 4th Regt. of Infantry, Punjab Irregular Force.

" Lieutenant A. T. Wilde, Second in Command, to officiate as Commandant, vice Captain G. W. B. Briatow resigned."

" Lieutenant M. Patrie, Adjutant, to officiate as Second in Command, vice Lieutenant Wilde."

" Ensign F. M'C. Turner, of the 29th Regt. N. I., to act as Adjutant, vice Lieutenant Patrie."

" 4th Regiment of Infantry, Sikh Local Corps.

" Ensign G. Wheeler, of the 29th N. I., to be Adjutant, vice Lieutenant O. E. Rothney.

" Kotah Contingent.

" Lieutenant E. St. George, of the 1st European Bengal Fusiliers, to officiate as Second in Command during the absence, on leave, of Lieutenant Dennis."

No. 4007.

The Most Noble the Governor General is pleased to confirm the following Extract from Station Orders issued by Major Prendergast, Commanding at Asnee:—

" Asnee, 17th November 1851.

" Lieutenant Jones, in charge Left Wing 5th Punjab Infantry, will entertain a Bhistee to accompany the party ordered on duty yesterday with Lieutenant Hutchinson, of the Engineers."

No. 4011.

The Most Noble the Governor General is pleased to confirm the following Extract from Orders issued by Captain Townshend, Commandant Bhopal Contingent, dated Sehore, 1st December 1851:—

" Lieutenant and Adjutant F. A. V. Thurburn will officiate as Second in Command of the Bhopal Contingent, in addition to his own duties."

No. 4016.

The Most Noble the Governor General is pleased to confirm the Order issued by Brigadier F. Stalker, C. B., Commanding the Rajpootana Field Force, dated 29th ultimo, appointing Assistant Surgeon Imlach, M. D., of the 23rd Regiment Native Light Infantry "to officiate as Civil Surgeon at Ajmere, from the 1st December, on the departure of Dr. Macaulay to Bombay, and until the arrival of the Medical Officer permanently appointed to that Station."

(Signed) H. M. ELLIOT,
Secy. to the Govt. of India,
with the Govr. Genl.

J. STUART, Colonel,
Secy. to the Govt. of India, Milt. Dept.,
with the Govr. Genl.

Camp Meerun-ke-Seraie, the 31st December 1851.

The following temporary appointments in the Department of the Quarter Master General of the Army, are to have effect from the 11th instant:—

Lieutenant Colonel A. M. Becher, Deputy Quarter Master General of the Army, to officiate as Quarter Master General.

Captain A. Sanders, Assistant, to officiate as Deputy Quarter Master General of the Army.

Lieutenant T. T. Tucker, Deputy Assistant, to officiate as Assistant Quarter Master General of the Army.

Lieutenant B. E. Bacon, Deputy Assistant 2nd Class, to officiate as Deputy Assistant of the 1st Class.

The Most Noble the Governor General is pleased to appoint Colonel Robert Rich, of the 6th Regiment of Native Infantry, to the Divisional Staff of the Army, in succession to Major General Sir W.

S. Whish, K. C. B. who has proceeded to Europe, on Furlough.

The services of Lieutenant T. N. Harward, of Artillery, are placed at the disposal of the Superintendent of the Ganges' Canal Works, for employment in the Department as a Deputy Superintendent of Canals.

The Most Noble the Governor General is pleased to appoint Captain M. J. Turnbull, of the 7th Light Cavalry, Army Clothing Agent of the Second or Presidency Division, vice Lieutenant Colonel T. Sewell, of the 11th Regiment of Native Infantry.

J. STUART, Colonel,
Secy. to the Govt. of India, Milt. Dept.,
with the Govr. Genl.

Fort William, Home Department, Legislative,
The 26th December, 1851.

The following Act is passed by the Hon'ble the President of the Council of India in Council, on the 26th December 1851, with the assent of the Most Noble the Governor General of India, which has been read and recorded.

Ordered, that the Act be promulgated for general information.

ACT NO. XVI. OF 1851.

An Act for the trial of Receivers of Stolen Property.

For the trial of Receivers of Stolen Property where the principal is tried, or where the Property is found in their possession, or where the receiving takes place, It is enacted as follows:—

I. Every person who receives any Chattel, Money, Valuable Security, or other Property whatsoever, knowing the same to have been feloniously or unlawfully stolen, taken, obtained, or converted, whether charged as an accessory after the fact to the felony, or with a substantive felony, or with a misdemeanor only, may be dealt with, indicted, tried, and punished in any place in which he shall have, or shall have had, any such property in his possession, or in any place in which the party guilty of the principal felony or misdemeanor may by law be tried, or in the place where he actually received such property.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

Fort William, Home Department, Legislative
The 26th December, 1851.

The following draft of a proposed Act was read in Council for the first time on the 26th December 1851.

ACT NO. — OF 1851.

An Act to facilitate the acquisition of Land needed for public purposes in the Presidency of Fort St. George.

I. Whenever it shall appear to the Governor of Fort St. George in Council that any land is needed for a public purpose, he shall make a declaration to that effect in a Minute of Council, and such declaration shall be conclusive evidence that the purpose for which the land is needed is a public purpose.

II. When a declaration has been made by the Governor in Council that any land is needed for a public purpose, if there shall be any hindrance to

the immediate acquisition of such land by purchase from the parties interested therein, it shall be competent to the Governor in Council to order the land to be taken possession of on the part of Government and applied to the purpose for which it is needed, leaving claims for compensation for the land to be determined as hereinafter provided.

III. When such order is passed by the Governor in Council it shall be sent to the Collector of the District in which the land lies, or to such other Officer as the Governor in Council shall think fit to appoint to carry it into execution, and the Collector or other Officer so appointed, shall cause the land ordered to be taken to be marked out and measured, and possession to be taken thereof on behalf of Government, and the land shall thenceforward be vested absolutely in the Government, free and clear of all other estates, rights, titles, remainders, reversions, limitations, trusts and interests, and also of all mortgages, liens, or incumbrances whatsoever, of and in the land so taken as aforesaid, and any suit which may be instituted to recover the land so taken by Government in any Court of Judicature, shall be dismissed with costs. Provided always, that nothing herein contained shall affect the liability of the party who may receive the value of any land so taken by Government, without having a good title to the same.

IV. As soon as the land has been marked out, the Collector or other Officer appointed as aforesaid, shall cause the order in Council to be affixed in some conspicuous place upon the land, and published by proclamation in the neighbouring bazars and villages, with a citation, calling on all parties interested in the land, to appear before him in person, or by authorized agents, on a certain day, not less than fifteen days after the date of citation, and to state the nature of their interests in the land required, and the amount and particulars of their claims to compensation for the same.

V. It shall be competent to the said Collector or other Officer appointed as aforesaid, to admit any such claims that appear to him to be valid, and if he and all the parties interested in the land agree as to the compensation to be allowed to them respectively, to pass an award for the same.

VI. If the said Collector or Officer shall judge any of the claims preferred to be inadmissible, and the parties interested in the land or any of them shall nevertheless persist in such claims, or if the said Collector or Officer, admitting the interests claimed, shall object to the compensation demanded for the same, as excessive, the points in dispute shall be referred to the determination of arbitrators, to be appointed in the manner hereinafter provided.

VII. Two persons shall be chosen to act as arbitrators on the part of Government, by the Collector or other Officer duly appointed as aforesaid, and the parties claiming to be interested in the land taken shall be called upon by the said Collector or Officer to elect, within fifteen days, two persons to act as arbitrators on his or their part. If there be several parties interested as aforesaid, and they cannot agree within the required period in the election of persons to act as arbitrators on their behalf, then and in that case, each of them shall nominate one person, whom he may desire to act on his behalf, and the said Collector or Officer shall choose by lot, out of the persons so nominated by the parties aforesaid, or by any of them, two persons to act as arbitrators on behalf of the parties interested in the land. If only two persons

shall be so nominated by the parties interested in the land, they shall be the arbitrators on behalf of such parties, whether the whole of the parties interested as aforesaid, may or may not have been concerned in their nomination. If only one person shall be so nominated, then only one of the persons selected to act as arbitrators on the part of Government, shall be employed on the duty. If the parties interested in the land shall refuse or neglect, or if, by reason of minority, lunacy or absence from the Presidency, they shall be unable to make any nomination within the required period, then the said Collector or Officer shall and may select two impartial persons to arbitrate the matter between Government and the parties interested in the land.

VIII. Before the arbitrators proceed to arbitrate, they shall be required by the said Collector or Officer, to appoint an umpire for the decision of any points whereon they may differ in opinion, when the voices on each side shall be equal. If the arbitrators cannot agree in the selection of an umpire, the said Collector or Officer shall be authorized to choose some person to act as such.

IX. In cases wherein the arbitrators may differ in opinion, if the voices on each side shall be equal, the decision of the umpire on the point of difference shall be conclusive. In all other cases, the opinion of the majority of arbitrators shall determine the award.

X. The arbitrators shall hold their inquiry under the general superintendence of the Collector or other Officer appointed as aforesaid, who shall be competent to exercise towards them such powers and authority for the purpose of securing their attendance, and the due completion of their award, as the Courts of Judicature may legally exercise towards persons summoned as witnesses before them, for the purpose of compelling such witnesses to attend and give evidence. It shall further be competent to the Officer presiding, in the event of any unnecessary delay on the part of arbitrators, in determining any question referred to them, to call upon them to make their award within a specified time, and in default thereof, to refer such question to the umpire for his decision.

XI. The said Collector or other Officer appointed as aforesaid shall, on the application of the arbitrators, summon any witnesses whom the arbitrators may call for, and whom the parties may not be able to produce before them without such process. He shall also cause the proper forms of affirmation to be executed by any witnesses whom the arbitrators may desire to examine upon affirmation, or he may empower the arbitrators to administer, or cause the execution of such affirmation, if the witnesses cannot with convenience attend before him. Any witness who shall refuse or omit to appear when duly summoned by such Collector or Officer, or who shall appear but shall refuse to execute the affirmation to be administered as aforesaid, or who shall refuse to give evidence, shall be liable to the same punishment which would be incurred under the Law by a witness refusing to appear or give evidence before a Court of Justice. Any person giving intentionally and deliberately a false deposition, under a solemn affirmation in any case referred to arbitration as above, and upon a point material to the issue thereof, shall be held to be guilty of perjury, and shall be liable to the penalties prescribed for that offence by Law; and any person causing or procuring another person to commit the offence of perjury, as above described, shall be guilty of subornation of perjury and punishable according to Law.

XII. It shall also be competent to the Collector or other Officer appointed as aforesaid, to demand from the parties interested in the land so taken as aforesaid, the production of any accounts, title deeds, or other documents which may be required by the arbitrators for the purposes of their inquiry, and in the event of such accounts, title deeds, or documents being withheld, and the fact of their existence being proved by information given upon solemn affirmation, to order the seizure of such accounts, title deeds, and documents wherever they may have been deposited, in the manner prescribed by Section IX., Regulation IX. of 1822 of the Madras Code, and to exercise for that purpose the powers thereby vested in Collectors.

XIII. The arbitrators shall take into consideration the statements of the parties interested in the said land, and the objections of the Collector or other Officer aforesaid on behalf of Government, and after examining the evidence offered on both sides, and making any further inquiry that may appear to them necessary, shall pass their award allowing or disallowing the interests claimed, and determining the total amount of compensation to be given for the interests allowed, the mode in which it is to be given, and if to be given to more than one party, the shares of the total compensation which each party shall be entitled to receive.

XIV. The award of the arbitrators, or of the umpire, if he shall be called upon to make an award, shall be binding and conclusive both upon the Government and the parties interested in the land, as respects the gross amount of the compensation to be paid by Government, unless the award shall be set aside by the Civil Court of the zillah upon a charge of corruption against the arbitrators, or the umpire, as the case may be, brought by either party, and proved after due investigation, to the satisfaction of such Court; in which case the matter shall be referred for the determination of a second set of arbitrators, to be chosen in the same manner as the first, and their decision whatever it may be, shall be final. No petition to set aside an award made under this Act shall be received by the Civil Court of the zillah, unless it be presented within thirty days from the date of the award complained of: and the said petition shall be presented on stamp paper of the value used for miscellaneous petitions, and shall be accompanied with a copy of the award objected to. The award of the arbitrators or umpire shall also be binding as respects the shares to be paid to the several parties interested in the land, unless upon a suit instituted within thirty days from the date of the award, in a competent Court, by any of the parties concerned, to alter the apportionment made by such award, an injunction shall be issued to suspend the payment until a decree is passed in the case.

XV. If any question arises as to the previous possession of or title to any land taken by Government under this Act, or if the parties, or any of them interested in the land are minors, lunatics, or absent as aforesaid, and are not represented by their guardian, committee, attorney, or other person authorized in that behalf, or if there exist other grounds which, in the judgment of the arbitrators, render it improper to make immediate payment of the compensation awarded by them, or of any part thereof, to any of the parties interested in such land, the said arbitrators shall certify the same to the said Collector or Officer, under whose directions they may act, and in such case, or if for any such reason, or any such ground as aforesaid the said Collector or other Officer shall deem immediate payment improper, then the

amount of compensation payable shall be held in deposit by Government, until the parties interested in the said land or some of them shall obtain an order of a competent Court for the payment of the same and interest (if any) to them. All sums held in deposit as aforesaid, exceeding in amount the sum of Rupees shall be invested in Government Securities.

XVI. On the close of the inquiry, the arbitrators or umpire shall deliver to the Collector or other Officer appointed as aforesaid, a full and complete report and award upon the questions submitted to their arbitration, under their respective signatures, specifying the amount of compensation to be granted, and, (except where under Section XV., it may appear proper to suspend payment,) the parties to whom it is to be made, and the proportions to be paid to each respectively, with a solemn declaration subscribed thereto, that the award so given, is, to the best of their judgment, true and impartial, and according to the evidence adduced before them, and they shall at the same time deposit with the said Collector or Officer the whole of their proceedings.

XVII. All suits and proceedings instituted against Government to obtain compensation for land taken as aforesaid, other than such petitions to set aside awards as aforesaid, shall be dismissed with costs, but nothing herein contained shall affect the rights of any party to recover the value of any land taken by Government from any person who may have received the same without having any title thereto.

XVIII. In the case of land declared by a Minute of the Governor in Council to be needed for a public purpose being acquired by the Government by bargain with and purchase from the parties apparently interested therein, the Collector or Officer appointed by Government to receive possession of the same, shall cause proclamation to be made in the manner prescribed in the 4th Section of this Act, of the transfer of the land to Government, by the said parties, and requiring all other persons who may claim any right, title or interest in such land, to prefer their claims within One Calendar month after such proclamation made, and any claims that may be preferred shall be dealt with under Section V. or under Section VI. and the following Sections of this Act. Provided always, that if no claim shall be made within One Calendar month after such proclamation as aforesaid, the said land shall vest absolutely in the Government, free and clear of all other estates, rights, titles, remainders, reversions, limitations, trusts, interests, mortgages, liens or incumbrances whatsoever of and in the said land so purchased, and any suit to recover the land so purchased by Government, or to obtain from Government compensation for the loss thereof, which may be preferred in any Court of Judicature, shall be dismissed with costs. But nothing herein contained shall affect the liability of the party who may receive the value of any land purchased by Government without having a good title to the same.

XIX. In cases referred to arbitration, under the provisions of this Act, any necessary expense which may attend the inquiry of the arbitration, whether for the diet of witnesses or otherwise, shall be paid by Government.

XX. The provisions of Act XLII. of 1850, shall be applicable and in force within the Madras Presidency; and the said Act shall be construed as if instead of the words and figures "Regulation

L. of 1824 of the Bengal Code" or "the said Regulation" therein mentioned, the number and title of this Act had been therein inserted.

XXI. The following words and expressions in this Act shall have the several meanings hereby assigned to them, unless there be something either in the subject or context repugnant to such construction (that is to say).

Words importing the singular number only shall include the plural, and words importing the plural number only shall include the singular.

Words importing the masculine gender only shall include females.

The word "land" shall extend to tenements and creditaments of any tenure, and all houses, buildings, walls or appurtenants thereupon as well as land.

The expression "party or parties interested in the land" shall be understood to mean all parties interested in the land either for life or for years, or in remainder, reversion, or succession, and all trustees, *cestui que* trusts, mortgagees, incumbrancers, leaseholders or tenants, not being tenants by the month or at will of such land.

Ordered, that the Draft now read be published for general information.

Ordered, that the said draft be re-considered at the first meeting of the Legislative Council of India after the 26th day of March 1852.

FRED. JAS. HALLIDAY.

Secy. to the Govt. of India.

Fort William, Home Department, Legislative,
the 26th December 1851.

The following Draft of a proposed Act was read in Council for the first time on the 26th December 1851:—

ACT NO. — OF 185 .

An Act to facilitate the Prosecution of Native Ministerial Officers for certain Criminal Acts.

Whereas it is expedient to enable the Local Governments, and the Head Officers of Departments or Offices under Government, to prosecute their subordinate Native Ministerial Officers for acts of corruption, extortion, embezzlement or other malversation, whether or not any charge be preferred by an aggrieved private party in respect of such acts, It is enacted as follows:

I. Whenever the Local Government, or the Head Officer of a Department or Office under Government, shall be of opinion that there are good grounds for making a public inquiry into the truth of any imputation of corruption, extortion, embezzlement, or other malversation committed at any time during tenure of Office by any Native Ministerial Officer subordinate to such Government, or employed in such Department or Office, as the case may be, it shall be lawful for such Government, or any such Head Officer as aforesaid, to prosecute such Native Officer on the part of Government in a Criminal Court, or to nominate some person to conduct such prosecution: it shall also be lawful for such Government or Head Officer as aforesaid, in their or his discretion, to undertake on the part of Government the prosecution in a Criminal Court of any such charge, as aforesaid, which may be brought by an aggrieved private party against any Native Ministerial Officer.

II. Provided always, that where no such charge as aforesaid is preferred by an aggrieved private individual, no Collector or Magistrate shall commence a prosecution under this Act on his own

authority until he shall have obtained the permission of the Commissioner of the Division, or of the Superintendent of Police, to institute the same.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 26th day of March 1852.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

No. 12.

Orders by the Honble the Deputy Governor of Bengal.

Appointments.—The 31st December, 1851.—Mr. G. A. Pepper to officiate as Magistrate of Beerbhoom, during the absence of Mr. F. A. E. Dalrymple, or until further orders.

Leave of Absence.—The 29th December, 1851.—Mr. A. Levien, a Student of the College of Fort William, for eight days, from the 21st instant, on Medical Certificate.

The 31st December 1851.—Mr. C Palmer, Civil Assistant Surgeon of Jessore, for eighteen days in extension of the leave granted to him in orders of the 26th ultimo.

Mr. F. A. E. Dalrymple, Magistrate of Beerbhoom, for one month, on Medical Certificate, from the date on which he availed himself of the same.

The leave of absence granted to Mr. G. P. Leycester, Collector of Monghyr, now Collector of Dacca, in orders of the 18th October last, has been cancelled at his own request.

Notifications.—The 6th January 1852.—Mr. H. Torrens resumed charge of the office of Agent to the Governor General at Moorshedabad, from Major J. Lang, on the 6th ultimo.

Captain T. Brodie, Principal Assistant to the Commissioner of Assam, at Sibsagur, made over charge of his Judicial and Revenue offices to Mr. Sub-Assistant J. Thornton, on the 15th ultimo, to proceed to the Presidency on the leave granted to him on the 28th July and 11th September last.

Mr. H. D. H. Fergusson, of the Civil Service, reported his return from England on the Steamer *Erin*, which reached Calcutta on the 18th ultimo.

Lieutenant H. Hopkinson, Principal Assistant to the Commissioner in the Tenasserim Provinces, made over charge of the Treasury, at Moulmein, to Lieutenant R. D. Ardagh, on the 12th ultimo, to proceed into the interior of the District.

Captain H. Vetch, Collector of Luckimpore, resumed charge of the Treasury and his office, from Captain C. Holroyd, on the 3rd ultimo.

Mr. A. Sconce, Civil and Sessions Judge of Chittagong, made over charge of his office to Mr. S. Bowring on the 26th ultimo.

Mr. D. J. Money, Civil and Sessions Judge of Moorshedabad, resumed charge of his office from Moulvee Syed Abdool Wahid Khan, Principal Sudder Ameen of the District, on the 26th ultimo, from which date the remaining portion of the leave granted to Mr. Money, in Orders of the 25th November last, has been cancelled.

Mr. F. A. E. Dalrymple, Magistrate of Beerbhoom, made over charge of his office to Baboo Gopal Lall Mitter, Deputy Magistrate, on the 26th ultimo.

Mr. D. Pringle, Civil and Sessions Judge of Purneah, made over charge of his office to Moulvee Rooknoodeen Khan, Principal Sudder Ameen of the District, on the 27th ultimo.

Mr. C. T. Davidson, Civil and Sessions Judge of Dacca, made over charge of his office to Mr. R. Hampton, on the 29th ultimo.

Mr. R. P. Harrison received charge of the office of Akkarry Commissioner of the Dacca Division, from Mr. R. Hampton, on the 29th ultimo.

Mr. R. Hampton, Officiating Civil and Sessions Judge of Dacca, made over charge of the current duties of his office to Syed Abbas Ailee, Principal Sudder Ameen of the District, on the 29th ultimo, to proceed to Furreedpore on Sessions duty.

Mr. G. P. Leycester, Collector of Dacca, received charge of his office from Mr. R. Abercrombie, on the 30th ultimo.

Mr. W. Quintin, Additional Judge of Tirhoot, received charge of his office from the Hon'ble R. Forbes, on the 31st ultimo.

Mr. J. R. Bedford, Civil Assistant Surgeon of Rajshahye, resumed charge of his duties on the 30th ultimo, from which date the remaining portion of the leave granted to him in Orders of the 23rd October last, has been cancelled.

Mr. T. Tayler, Commissioner of Revenue of the 14th Division, made over charge of his office to Mr. W. Bell, Collector of Rajshahye, on the 1st instant.

The Reverend C. Gladwin made over Ecclesiastical charge of Barrackpore to the Reverend J. Coley, on the 1st instant.

Mr. Macleod Wylie, First Judge of the Calcutta Court of Small Causes, assumed charge of his office on the 2nd instant.

Mr. G. Bright, of the Civil Service, reported his return from England on the Steamer *Hindostan*, which was joined by the Pilot on the 1st instant. The unexpired portion of the leave granted to him in Orders of the 27th January 1851, has been cancelled.

J. P. GRANT,
Secy. to the Govt. of Bengal.

No. 4484 of 1851.

Order by the Hon'ble the Lieutenant Governor of the North-Western Provinces.

Judicial Department,
Lieut. Governor's Camp, the 31st December 1851.

Leave of Absence.—Mr. R. J. Tayler, Judge of Jounpore, for one month, under Section XI. of the Amended Absentee Rules, from the date of making over charge of the current duties of his Office to the Principal Sudder Ameen.

JOHN W. SHERER,
Offg. Asst. Secy. to the Govt., N. W. P.

General Orders by the Hon'ble the President of the Council of India in Council.

Fort William, 2nd January 1852.

No. 7 of 1852.—The Hon'ble the President of the Council of India in Council is pleased to make the following appointments in the Department of Public Works:—

Lieutenant John Campbell, of Engineers, at present in charge of the Agra and Bombay Road, to be Executive Engineer of the Cuttack Division, vice Captain Righy, appointed to the Midnapore Division.

Second Lieutenant George Edward Watson, of Engineers, now with the Sappers and Miners, to be in charge of the Agra and Bombay Road, vice Lieutenant Campbell.

No 8 of 1852.—The services of Lieutenant E. M. Ryan, of the 20th Native Infantry, doing duty with the Ramghur Local Battalion, are placed at the disposal of the Government of Bengal.

No. 9 of 1852.—At the recommendation of the Military Board, the undermentioned Non-Commissioned Officers are transferred from their present to other Divisions Department Public Works:—

Overseer Serjeant G. R. Miller, from the 1st to the Upper Assam Division.

Assistant Overseer Serjeant James Davidson, from the Benares Division to the Great Deccan Road.

No. 10 of 1852.—The undermentioned individual is admitted to pension, as specified opposite to his name, under the provisions of Minutes of Council of the 11th January 1797 and General Order dated 5th February 1820, subject to the confirmation of the Honorable the Court of Directors:—

Staff Serjeant James Mason, } Two (2s) Shillings per diem payable in Europe.
of the 4th Company 4th Battalion Artillery,

Fort William, 5th January 1852.

No. 11 of 1852.—The undermentioned Gentleman is admitted to the Service, in conformity with his appointment by the Honorable the Court of Directors, as an Assistant Surgeon on this Establishment:—

Medical Department.	<i>Date of Arrival at Fort William.</i>
James Macnabb Cunningham, M. D.,	2nd January 1852.

No. 12 of 1852.—The undermentioned Officers are permitted to proceed to Europe on furlough:—

Major John Ewart, of the 55th Regiment Native Infantry,	On Private Affairs.
Captain George Warren Stokes, of the 59th Regiment Native Infantry,	
Ensign William Alexander Battine, of the 43rd Regiment Native (Light) Infantry, for one year, without pay,	

No. 13 of 1852.—The undermentioned Officers have returned to their duty on this Establishment, without prejudice to their rank, by permission of the Honorable the Court of Directors:—

Brevet Major Douglas Seaton, of the 1st European Bengal Fusiliers,	<i>Date of Arrival at Fort William.</i>
First Lieutenant Henry John Bannatyne Macleod, of Artillery,	2nd Jany. 1852.

Medical Department.	<i>Date of Arrival at Fort William.</i>
Surgeon Thomas Murray, M. D., Assistant Surgeon Nathaniel Collyer,	2nd Jany. 1852.

No. 14 of 1852.—The Hon'ble the President of the Council of India in Council is pleased to make the following Promotions:—

Regiment of Artillery.	<i>From the 1st January 1852, in succession to Captain and Brevet Major John Dowdeswell Shakespeare, retired.</i>
First Lieutenant and Brevet Captain Edward Kaye to be Captain, ...	From the 1st January 1852, in succession to Captain and Brevet Major John Dowdeswell Shakespeare, retired.
Second Lieutenant James Edward Cordner to be First Lieutenant,	
First Lieutenant,	

J. S. BANKS, Offg. Secy. to the Govt. of India, in the Mly. Dept.	in the Mly. Dept.
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**GENERAL ORDERS BY THE HON'BLE THE PRESIDENT OF THE COUNCIL OF
INDIA IN COUNCIL.**

FORT WILLIAM, the 5th January 1852

No. 15 of 1852.—The Hon'ble the President of the Council of India in Council is pleased to direct that the following Statement of the proportion of Off-Reckonings, payable in advance to the Colonels and Sharers in the General Off-Reckoning Fund, for the year 1851, be published in General Order:—

Statement of the proportion of Off-Reckonings payable in advance to the Sharers in the General Off-Reckoning Fund, for the year 1851.

<i>Colonel of a Regiment on the Full Share.</i>							Co.'s	Rs.	As.	Pie.					
George Carpenter, Full Year, Europe.															
<i>Colonels of Regiments on the Half Share.</i>															
Lieutenant Generals.	John Greenstreet,	... ...	Entitled to the allowance equivalent to an additional Half Share and Advance of £350, or Company's Rupees 2,857-15-0, from the General Treasury.	Full Year,	Europe.									
	Martin White,	... ...	Ditto,	Europe.										
	Sir John Rose, K. C. B.,	... ...	Ditto,	Europe.										
	John Alexander Paul MacGregor,	... ...	Ditto,	Europe.										
	Sir William Richards, K. C. B.,	... ...	Ditto,	India,	3,266	0	0							
	Alexander Duncan,	... ...	Ditto,	Europe.										
	Sir Thomas Whitehead, K. C. B., (the late)	... ...	From 1st January to 7th April inclusive, ...	Full Year,	Europe.									
	Robert James Latter,	... ...	... ...	Full Year,	Europe.								
	Duncan McPherson,	... ...	... ...	Ditto,	Europe.								
	Sir Robert Houston, K. C. B.,	... ...	... ...	Ditto,	Europe.								
	Archibald Watson,	... ...	... ...	Ditto,	Europe.								
	James Cock, (the late)	... ...	From 1st January to 17th March inclusive, ...	Europe.										
Major Generals.	Mossom Boyd,	... ...	... ...	Full Year,	Europe.								
	John MacInnes,	... ...	... ...	Ditto,	Europe.								
	Patrick Byres,	... ...	... ...	Ditto,	Europe.								
	Edmund Cartwright,	... ...	... ...	Ditto,	Europe.								
	Alfred Richards, C. B.,	... ...	... ...	Ditto,	Europe.								
	James A'lnutty,	... ...	... ...	Ditto,	Europe.								
	Herbert Bowen, C. B., (the late)	... ...	From 1st January to 16th October inclusive, ...	Europe.										
	Henry Hodgson,	... ...	... ...	Full Year,	Europe.								
	Sir Robert Henry Cunliffe, Bart. and C. B.,	... ...	... ...	Ditto,	Europe.								
	John Truscott,	... ...	... ...	Ditto,	Europe.								
	Henry Huthwaite,	... ...	... ...	Ditto,	Europe.								
	Harry Thomson,	... ...	... ...	Ditto,	Europe.								
Colonels.	James Kennedy, C. B.,	... ...	... ...	Ditto,	India,	3,266	0	0					
	George Swiney,	... ...	... ...	Ditto,	Europe.								
	Thomas Wilson, C. B.,	... ...	... ...	Ditto,	Europe.								
	Sir George Pollock, G. C. B.,	... ...	... ...	Ditto,	Europe.								
	Sir Walter Raleigh Gilbert, Bart. and G. C. B.,	... ...	... ...	Ditto,	India,	3,266	0	0					
	Thomas Paterson Smith,	... ...	... ...	Ditto,	Europe.								
	Alexander Lindsay, C. B.,	... ...	... ...	Ditto,	Europe.								
	Suetonius Henry Todd,	... ...	... ...	Ditto,	Europe.								
	Benjamin Roope,	... ...	... ...	Ditto,	Europe.								
	Thomas Shubrick,	... ...	... ...	Ditto,	Europe.								
	Samuel Smith,	... ...	... ...	Ditto,	Europe.								
	Henry Tuffnel Roberts, C. B.,	... ...	... ...	Ditto,	Europe.								
Colonel Warren Hastings Leslie Frith,	Charles William Hamilton,	... ...	... ...	Ditto,	India,	3,266	0	0					
	Edmund Frederick Waters, C. B.,	... ...	... ...	Ditto,	Europe.								
	Sir William Saunson Whish, K. C. B.,	... ...	... ...	Ditto,	Europe.								
	Samuel Shaw,	... ...	... ...	Ditto,	India,	3,266	0	0					
	Richard Collyer Andree,	... ...	... ...	Ditto,	Europe.								
	Edgar Wyatt, (the late)	... ...	From 1st January to 15th March inclusive, ...	Europe.										
	James Caulfeild, C. B.,	... ...	... ...	Full Year,	Europe.								
	William Henry Kennn,	... ...	... ...	Ditto,	Europe.								
	Sir John Hunter Littler, G. C. B.,	... ...	... ...	Ditto,	India,	3,266	0	0					
	William Vincent,	... ...	... ...	Ditto,	India,	3,266	0	0					
	Thomas Henry Paul,	... ...	... ...	Ditto,	Europe.								
	George Hunter, C. B.,	... ...	... ...	Ditto,	Europe.								
Colonel Rich.	Ezekiel Barton,	... ...	... ...	Ditto,	Europe.								
	Mark Carter Webber,	... ...	... ...	Ditto,	India,	3,266	0	0					
	Charles Ramsay Skardon,	... ...	... ...	Ditto,	Europe.								
	Samuel Swinhoe,	... ...	... ...	Ditto,	Europe.								
	John Anderson,	... ...	... ...	Ditto,	India,	3,266	0	0					
	Frederick Young,	... ...	... ...	Ditto,	India,	3,266	0	0					
	William R. C. Costley,	... ...	... ...	Ditto,	India,	3,266	0	0					
	Robert Rich,	... ...	... ...	Ditto,	India,	3,266	0	0					

			Co.'s Rs.	Ars.	Pies.
Major General William Battine, c. B., (the late)	... ... ... From 1st January to 21st July inclusive,	India,	1,807	7	9
Alexander Dick, ... ... ...	... ... ... Full Year,	India,	3,266	0	0
Henry Cock, c. B., (the late)	... ... ... From 1st January to 17th February inclusive,	Europe.			
Thomas Fiddes, ... ... ...	... ... ... Full Year.	Europe.			
William Pattle, c. B., ... ... ...	... ... ... Ditto,	Europe.			
Abraham Roberts, c. B., ... ... ...	... ... ... Ditto,	Europe.			
Charles Arthur Grenado Wallington, ... ... ...	... ... ... Ditto,	Europe.			
Thomas Oliver, ... ... ...	... ... ... Ditto,	Europe.			
Richard Powney, ... ... ...	... ... ... Ditto,	India,	3,266	0	0
Thomas Palmer, ... ... ...	... ... ... Ditto,	Europe.			
Duncan Gordon Scott, ... ... ...	... ... ... Ditto,	Europe.			
Henry Hall, c. B., ... ... ...	... ... ... Ditto,	Europe.			
George Edward Gowan, c. B., ... ... ...	... ... ... Ditto,	India,	3,266	0	0
James Tennant, c. B., ... ... ...	... ... ... Ditto,	India,	3,266	0	0
Matthew Coombs Paul, ... ... ...	... ... ... Ditto,	Europe.			
George Petre Wymer, c. B., ... ... ...	... ... ... Ditto,	Europe.			
Thomas Monteath Douglas, c. B., ... ... ...	... ... ... Ditto,	Europe.			
Joseph Harris, ... ... ...	... ... ... Ditto,	Europe.			
John Tulloch, c. B., ... ... ...	... ... ... Ditto,	Europe.			
Walter Alexander Yates, c. B., ... ... ...	... ... ... Ditto,	India,	3,266	0	0
Sir Hugh Massey Wheeler, K. C. B., ... ... ...	... ... ... Ditto,	India,	3,266	0	0
James Stuart, c. B., ... ... ...	... ... ... Ditto,	India,	3,266	0	0
William Henry Hewitt, ... ... ...	... ... ... Ditto,	India,	3,266	0	0
John Home, ... ... ...	... ... ... Ditto,	Europe.			
Peter Lawrie Pew, (the late)	... ... ... From 1st January to 2nd February inclusive,	India,	295	4	6
George William Aylmer Lloyd, c. B., ... ... ...	... ... ... Full Year,	India,	3,266	0	0
Frederick Buckley, ... ... ...	... ... ... Ditto,	India,	3,266	0	0
David Harriott, c. B., (the late)	... ... ... From 1st January to 6th August inclusive,	Europe.			
Robert Blackall, ... ... ...	... ... ... Full Year,	Europe.			
William Burroughs, ... ... ...	... ... ... Ditto,	Europe.			
James Eckford, c. B., ... ... ...	... ... ... Ditto,	Europe.			
Samuel Speak, ... ... ...	... ... ... Ditto,	Europe.			
Andrew Hervey, c. B., ... ... ...	... ... ... Ditto,	India,	3,266	0	0
George Richard Pemberton, ... ... ...	... ... ... Ditto,	Europe.			
Stephen D. Riley, ... ... ...	... ... ... Ditto,	India,	3,266	0	0
Richard Benson, c. B., ... ... ...	... ... ... Ditto,	Europe.			
Robert Ross, ... ... ...	... ... ... Ditto,	Europe.			
Archibald Fullerton Richmond, c. B., ... ... ...	... ... ... Ditto,	Europe.			
Christopher Godby, c. B., ... ... ...	... ... ... Ditto,	Europe.			
David Williamson, ... ... ...	... ... ... Ditto,	India,	3,266	0	0
Lieut.-Col. Comt. John James Farrington, ...	... ... ... From the 3rd February to the 31st December inclusive, vice Colonel Peter Lawrie Pew, deceased, ...	Europe.			
Colonel Chris. Dixon Wilkinson, c. B., ...	... ... ... From the 18th February to the 31st December inclusive, vice Colonel Henry Cock, c. B., deceased, ...	India,	2,836	8	0
Colonel Michael Ramsay, (the late)	... ... ... From the 16th March to the 15th Sept. inclusive, vice Major General (Colonel) Edgar Wyatt, deceased, ...	Europe.			
Colonel William Henry Marshall, ...	... ... ... From the 18th March to the 31st December inclusive, vice Major General James Cock, deceased, ...	India,	2,585	15	3
Colonel John Graham, ...	... ... ... From the 8th April to the 31st Dec. inclusive, vice Lieut. General (Col.) Sir Thomas Whitehead, K. C. B., deceased, ...	Europe.			
Lieut.-Col. Comt. George Brooke, c. B.,	... ... ... From the 22nd July to the 31st December inclusive, vice Major General (Colonel) William Battine, c. B., deceased, ...	India,	1,458	8	3
Col. Charles Montabin Carmichael, c. B.,	... ... ... From the 7th August to the 31st December inclusive, vice Colonel D. Harriott, c. B., deceased, ...	Europe.			
Colonel Richard Home, ...	... ... ... From the 16th September to the 31st December inclusive, vice Colonel Michael Ramsay, deceased, ...	India,	957	6	10
Colonel Alexander Carnegy, c. B.,	... ... ... From the 17th October to the 31st December inclusive, vice Major General (Colonel) Herbert Bowen, c. B., deceased, ...	India,	680	0	9
<i>Army Clothing Agents.</i>					
1st Division—Major A. Tucker, c. B.,	... ... ... Full Share,	Received Monthly			
2nd Division—Lieut. Colonel T. Sewell,	... ... ... Full Year,	Advance during the year, under authority of Government.			
Total, Company's Rupees,			89,005	3	4

Number of Shares according to the following Statement on the 31st December 1851.

		Full.	Half.
3 Brigades of Horse, 6 Battalions of European and 3 of Native Foot Artillery,		0	12
10 Regiments of Light Cavalry,		0	10
2 Regiments of Europeans equal to 3 Half Shares, and 74 Regiments of Native Infantry,		1	75
2 Army Clothing Agents,		2	0
	Total,	3	97

The Accountant, Military Department, will adopt measures for the payment of the Advances according to the foregoing Statement.

J. S. BANKS,

Offg. Secy. to the Govt. of India in the Milt. Dept.

General Orders by the Honble the President of the Council of India in Council.

Fort William, 5th January, 1852.

No 16 of 1852.—The leave of absence to visit the Hills North of Deyrah, on Medical Certificate, granted to Brevet Major E. R. Mainwaring, of the 16th Regiment Native Infantry (Grenadiers) in General Order No. 492, of the 19th September 1851, is extended from the 15th November 1851 to the 15th November 1852, to remain there on the same account.

J. S. BANKS,

*Offg. Secy. to the Govt. of India,
in the Milt. Dept.*

NOTICE.—Mean Time was this day shown to the Shipping in the River, from the Semaphore Tower in the Fort, One and a Quarter of a Second ($1\frac{1}{4}$ s.) before Mean Noon.

Fort William, 3rd January 1852.

NOTICE.—Mean Time was this day shown to the Shipping in the River from the Semaphore Tower in the Fort, One and Three Quarters of a Second ($1\frac{3}{4}$ s.) after Mean Noon.

GEORGE WARREN, Colonel,
Town Major.

Fort William, 5th January, 1852.

General Post Office Notifications.

NOTICE.—The Cart conveying the Mails for the North Western Provinces was attacked by Dacoits on the 23rd ultimo, while in transit between the Arrah and Benares Districts, at about a Mile East of Sunna Dâk Chokree, and the Mails carried off. The Mails have all been recovered, with the exception of the Sherghatty Wallet of that date for Benares, which contained the undermentioned Packets:—

- 5 Packets from Gyah for Benares.
- 1 Packet from Dum Dum for Ditto.
- 1 Ditto from Chandernagore for Ditto.
- 1 Ditto from Bogodhur for Ditto.
- 1 Ditto from Mungulpore for Ditto.
- 1 Ditto from Burdwan for Ditto.
- 2 Packets from Sherghatty to Ditto.

J. R. BURLTON BENNETT,
*Deputy Post Master General,
in Charge.*

*Calcutta, Genl. Post Office, }
the 5th January 1852.*

NOTICE.—Post Offices have been permanently established at the following places in Bengal:—

Nanthpore, 48 Miles North-West of Purneah.
Serajunge, 65 Miles from Purneah.
Nowhatta, 34 Miles from Jessore.

J. R. BURLTON BENNETT,

Deputy Post Master General, in Charge.

*Calcutta, Genl. Post Office, }
the 24th December 1851.*

Export Overland Mail via Bombay.

THE Government of Bombay having appointed the 3rd of the ensuing month of February for the departure of the next Steamer therefrom with a Mail for Suez—Notice accordingly is hereby given, for general information, that the latest safe date for the transmission of letters and papers from Calcutta, which may be intended for conveyance by that opportunity, will be Saturday, the 24th proximo, and that the first set of the Overland Packets will be closed at, and despatched from this Office, on Friday, the 23rd *idem*.

J. R. BURLTON BENNETT,

Deputy Post Master General, in Charge.

*Fort William, Genl. Post Office, }
the 31st December, 1851.*

NOTICE.—The subjoined Extract from a Letter dated 5th instant, received from the Post Master Hyderabad, is published for general information.

J. R. BURLTON BENNETT,

Deputy Post Master General.

*Calcutta, Genl. Post Office, }
the 17th September, 1851.*

Extract of a Letter from Captain W. Shelly, Post Master, Hyderabad, to C. P. Brown, Esq., Post Master General, Fort Saint George, No. 197, dated 5th September, 1851.

That all Letters, Papers and Parcels, addressed to Warungull, should be superscribed via Secundrabad, instead of via Naoricull as heretofore, the runners stationed between the latter station and Warungull having been removed, and posted on a direct route from Secundrabad to Warungull.

(True Extract,)

J. R. BURLTON BENNETT,
Deputy Post Master General.

IT is hereby notified that, unless marked for particular Ships, all Letters received at the General Post Office between Monday the 29th December and Sunday the 4th January, both dates inclusive, were despatched by the undermentioned Vessels, which sailed from Calcutta on dates specified:—

<i>Letters received on Dates from and to</i>	<i>By what Ships despatched.</i>	<i>Bound to</i>	<i>Remarks.</i>
29th December 1851, to } 4th January 1852, .. }	Pyrenes,	Mauritius,	Left town on the 4th Jan. 1852.
29th ditto to 4th ditto, ...	Templar,	Sydney,	Will sail on the 7th ditto.
29th ditto to 4th ditto, ...	Victoria,	Penang,	Left town on the 6th ditto.
29th ditto to 4th ditto, ...	Steamer Enterprize,	Moulmein and Rangoon,	Will sail on the 10th ditto.

J. R. BURLTON BENNETT, *Deputy Post Master General*

Calcutta, Genl. Post Office, 6th January 1852.

NOTICE.—The subjoined copy of a Despatch No. 29 of 1851, from the Honorable the Court of Directors, dated the 24th September, forwarded to this Office by the Government of Bengal, is published for general information.

J. R. B. BENNETT,
Deputy Post Master General,
in Charge.

Calcutta, General Post Office, }
the 8th November, 1851. }

PUBLIC DEPARTMENT,
No. 29 of 1851.

Our Governor of the Presidency of Fort William in Bengal.

1st. We have been informed, by direction of Her Majesty's Post Master General, under date the 18th instant, that "His Lordship has obtained the authority of the Treasury to despatch in future from the General Post Office in London the Mail for India *via* Marseilles on the evening of the 8th of the month, instead of the 7th as hitherto, except on the occasions of the 8th falling on a Sunday, when the Mail will be despatched on the evening of the following day, and that this arrangement will come into operation with the Mail of the 8th proximo."

2nd. You will be careful, that the several Post Masters under your Presidency are duly advised of this alteration which we have by the present Mail notified to our Agents at Aden and in Egypt.

We are, &c.,

(Signed) JOHN SHEPHERD,
and 12 other Directors.

London, the 24th September, 1851.

(True Copy.)

(Signed) W. SETON-KARR,
Under Secy. to the Govt. of Bengal.

(True Copy.)

J. R. B. BENNETT,
Deputy Post Master General, in Charge.

LIST of Remaining and Unclaimed Letters and Parcels that have accumulated between the months of July and September 1851.

F.

Frederick, Miss Lydia S (2 letters)—Calcutta.
Follow, Mr J—To wait his Arrival, Berhampore.
Burnell, Mr—Surgeon Dentist, Calcutta.
Burd, Esq A—Dacca.
Fingerald, Lieut J H—19th N I, Boobee Pindes.

Ferris, Esq W—Jessore.
Faris, Mr—Ruganauthpore.
Fraser, Esq Thomas—Nuldea.
Fagan, Esq Jas—Purneah.
Fraser, Mrs—Santipore.
Fane, Esq W—11th Regt N I, Vizianagram.
Floris, Mrs M Francesca—China Parah, Peter's lane, Calcutta.
Fitzpatrick, Esq D—Kidderpore Section, Calcutta.
Fox, Esq W H—School, Seetapore.
French, Capt—Military Club, to be forwarded to Barrack-pore.
Franklin, Mr G A—Care of R and R Mittal and Co., Calcutta.
Field, Mrs—Calcutta.
Franks, Sir John—Judge of Supreme Court, Calcutta.
Ferner, Miss—Coming up the River, to await her Arrival at Kissengunge.
Freeman, Esq John (2 letters)—Purneah.
Foggo, Esq J W—Dacca.
Fitzpatrick, Esq W (8 letters)—Purneah.
Frith, Esq R W G—Calcutta.
Fraser, Esq J C—2nd B E Fusiliers, Agra.
Ferrier, Mr. Alexander—Athol House, North Shore, Sydney.
Fisher, Mr Thos—Pt II M 61st Regiment, Bengal Presidency, Peshawur.
Forbes, Esq A J—Purneah.
Finlay, Mr Robt B Jur—Ship "Argaum."
Furness, Mr J (2 letters)—Commanding Ship "Chinsurah."
Finlayson, Mr Geo, Chief Officer—Barque "Columbus."
Francis, Esq A L—Barque "Defiance."
Fell, Mr Robert—Barque "Henry Woodley."
Fleury, Monsieur, a bord du "Prophete."
Ford, Mr Thomas—Barque "Sidney."
Flett, Mr Andrew—Ship "William Gibson."
Fergusson, Esq H L—Kossianee Factory, Furreadpore.
Fraser, Esq E G—Benares.
Fisher, Esq J A—Care of C Mottey Esq, Cawnpore.

G.

Goulding, Miss E—Cornwallis's Square, Simla, Calcutta.
Gillanders, Esq—Garden Reach, Calcutta.
Gomes Louisa—Care of W Dickson Esq, Calcutta.
Goutiere, Esq F (2 letters)—Nonore Factory, *via* Arrah.
Gomes, Mr Tom—To wait at the Post Office till called for, Dinapore.
Gabriel, Ezra Esq—Gazepore.
Gregory, Esq M—Kishnaghur.
Gordon, Mrs—Mirzapore, Calcutta.
Gilmore, Esq David—Kishnaghur.
Gracia, Esq J J—To remain at the Post Office until called for, Purneah.
Gilbert, Mr C—From Dinapore to the Embankments.
Gordon, Lieut W—49th Regt N I, Phillour.
Gatfield, Esq E W (2 letters)—Kenpore Factory, Purneah.
Greene, Mr Joseph—Hospital Apprentice Detachment Invalid, proceeding to Allahabad.

Grant, Esq II (2 letters)—Quarter Master 74th B N I
Dacca.
Gordon, Capt W—Peshawur.
Gennys, Esq Richard H (3 letters)—Asstt Genl Supdt
of Thuggee, Madnapore.
Gouldhawk, Esq J—Barabary, Purneah.
Garden, Esq G—Moorshedabad.
Gomes, L—No. 2, Chumam Lane, Calcutta.
Glanville, Esq H B (3 letters)—Purneah.
Gray, Esq G M—McMillan and Co, Akyab.
Gorringe, Mr Carr—Care of the Ganges' Steam Navigation Co., Calcutta.
Gearing, Mr H W—Engineer on P and O Company's
Steam-ship "Bentnick."
Gomes, Mr J A—Bandel.
Gray, Esq J P—Calcutta.
Grollier, Esq Gaston—Calcutta.
Garden, Esq H (10 letters)—Kishnaghur.
Gabbe, Mr John—(Pensioner) Port Phillip, South Australia, or elsewhere.
Gibson, Esq R B (2 letters)—Care of T Savi Esq, Kishnaghur.
Gower and Co., Messieurs Rt—Calcutta.
Gabriel, Mrs Catherine—Calcutta.
Greene, Captn G N (2 letters)—70th N I, Calcutta.
Gopaul, Kison Bose (2 letters)—Calcutta.
Gopaul, Chand Bahoo (5 letters)—Calcutta.
Grant, Mr—Chief Officer, Ship "Coffield."
Gilbert, Capt—Ship "Duchess of Northumberland."
Gatenby, Capt John—Ship "General Hewett."
Gebelin, Monsieur—Navire "Oceti."
Giraudoux, Monsr Capetaine—Navire Francais "Sainte Anne."
Green, Mr James—Barque "Philip."
Gurden, John—Barque "Plantagenet."
Guthrie, Andrew—Ship "Lord Auckland."

(To be continued.)

J. R. BURLTON BENNETT,
Deputy Post Master General.

Fort William, General Post Office,
23rd December, 1851.

NOTICE.—The Packets which contained the Letters, &c., posted at the General Post Office, on the 4th, 5th, 6th and 16th ultimo, shipped on board the "Margaret Skelly," for transmission to the Mauritius, was lost during the late Gale.

J. R. BURLTON BENNETT,
Deputy Post Master General, in Charge.

Calcutta, General Post Office,
the 11th November, 1851.

Steamer for Chittagong, Arracan, and
Moulmein.



The Hon'ble Company's Steamer
"Enterprize" will be despatched, on the 10th proximo, to
Moulmein, touching at Chittagong and Akyab, going and returning.

2nd. Applications for Passage to be made as usual, and all Passengers' Baggage must be shipped on or before the 9th.

3rd. It is to be understood, in all cases, that Cabins are let on the condition of being vacated, if required to be so by Government.

By order of the Superintendent of Marine.

JAMES SUTHERLAND,
Secretary.

*Fort William, Marine Supdt.'s
Office, the 31st Decr., 1851.*

College of Fort William,
December 19th 1851.

NOTICE is hereby given, that an Examination will be held, on Friday the 16th January 1852, of Candidates for Certificates of qualification as College Teachers and as Regimental Mooshees, according to Government Orders of the 25th May 1850, and General Orders by the President of the Council of India, dated 9th October 1850, respectively.

Candidates are requested to send in their names on or before the 10th January 1852.

G. T. MARSHALL,
Secy. to the College of Fort William.

MOTIFICATION.

FORT WILLIAM, THE 5TH NOVEMBER, 1851.

NOTICE is hereby given, that on Monday, the 12th January 1852, at the hour of Eleven o'Clock in the forenoon, will be put up to Sale at the Exchange Rooms at Calcutta, and sold by Public Auction, for Exportation by Sea, the undermentioned quantity of Opium, the Provision of 1850-51, subject to the following Conditions; viz.

Produce of Behar Agency,	Chests 1,920
Ditto of Benares ditto,	, 880
<hr/>	
Total Chests	2,800

CONDITIONS OF SALE.

1st. The Opium will be sold for Exportation by Sea only, and no Certificate will be granted except to cover such Export.

2nd. The Opium will be ordinarily offered for Sale at an upset price of Rupees 400 per Chest, and sold to the highest bidder above that price, except under the circumstances for which Provision is made by Clause 12 of the Conditions of Sale.

3rd. The Sale shall commence at the hour of 11 A. M., and shall not be continued after the hour of 5 P. M., but if at that hour any of the lots advertized for Sale shall remain unsold, the Sale may, at the discretion of the Board of Revenue, be resumed on the next day following (not being Sunday or a Public Holiday,) at the hour of 11 A. M., and so on until the whole of the remaining lots are disposed of; or if the quantity of 2,800 Chests shall not be sold on the day advertized, the Board may dispose of the lots which remain on hand at a future Sale.

4th. Each lot to contain Five Chests.

5th. A deposit in a Promissory Note, either for 25 per Cent. even money, of the amount for which each lot is knocked down, or for Rupees 1,000, at the discretion of the Officer superintending the Sale, shall be made by the purchaser in the Sale Room, and before the lot is registered in the Sale Book, and all such Promissory Notes shall be redeemed on the part of the purchasers at this Office by Sub-Treasurer's Receipts, or by substitution of other Public Securities of the Bengal Government, on or before 4 o'Clock of the afternoon of Saturday, 17th January, or on the other hand failing such redemption by the time aforesaid, then the lot or lots for which no Sub-Treasurer's Receipts, or deposit of other Public Securities as aforesaid, shall have been delivered

in, shall be re-sold at such time or times and under such Conditions of Re-sale as the Board of Revenue shall see fit, and all losses and expenses whatsoever attending such Re-sale, shall be borne and paid by the defaulters, whilst any profit accruing from such Re-sale shall be forfeited to Government.

6th. The Promissory Notes taken on the day of Sale, under the last mentioned Condition if remaining unredeemed on the said 17th January, will be placed in the hands of the Attorney to the Hon'ble Company for realization in such manner as to him shall seem fit.

7th. No tender of Money, Sub-Treasurer's Receipts, or Public Securities on account of Opium, upon which the prescribed deposit may not have been made before 4 o'clock of the 17th January, will be afterwards accepted.

8th. The Opium, now advertized for Sale, shall be paid for within 15 clear days from the day of Sale, that is to say, no Treasury Receipt will be accepted in payment after 4 p. m. of Wednesday, the 28th January 1852, and in case any lots of such Opium shall not be so paid for and adjusted, then the cash deposit of 25 per Cent, even money of the amount for which each lot is knocked down, or Rupees 1,000 for each lot, or any Public Securities that may have been deposited on account of such lots or chests shall be forfeited, and the Opium be disposed of on account of Government at such time and in such manner as the Board of Revenue shall think fit, and the first purchaser shall further be required to make good any loss or difference of price between that obtained at the Re-sale and the amount at which the Opium was first purchased, forfeiting all advantages that may arise from such Re-sale.

9th. Purchasers taking out Certificates or orders for the delivery of Opium, after making full payment as above prescribed, shall have the option of naming the number of lots of their purchase which they may desire to be included in each Certificate or order, and it is to be clearly understood that the Certificates or orders so taken out shall be considered final, and not afterwards changeable for other Certificates or orders authorizing the delivery of single lots or of a different number of lots or chests, whether more or less, than the number of lots or chests originally required to be included in each Certificate or order.

10th. No Sub-Treasurer's Receipts or deposit of Public Securities under the fifth of the present Conditions, will be received in this Office, except from the party recorded as the purchaser in the Sale Book or his authorized Agent. The receipt for deposit of Public Securities will be granted only in the name of such purchaser, and the Securities so deposited will be returned when clearance has been made by the said purchaser or his order.

11th. The Officer superintending the Sale, on the part of the Board of Revenue, is empowered to reject, at his discretion, the bid of any individual, unless such individual shall, on demand, tender at the time a deposit either in Bank of Bengal Notes, Sub-Treasurer's Receipts, or other Government Securities, equal to 25 per Cent, even money of the amount so bid, or Rupees 1,000 for each lot.

12. With a view to prevent fictitious biddings designed to obstruct the Sale, it is hereby notified, that the Officer of Government superintending the Sale, shall be competent at any time during the Sale to withdraw any unsold lot, and immediately to put it up again for Sale at a maximum upset

price, diminishing the same gradually until a bid is obtained, and the first *bona fide* bidder, for a lot after it has been offered for Sale in the mode here described, shall be held and declared to be the purchaser of the said lot, and the Officer of Government superintending the Sale shall also be competent to dispose in the same manner of as many of the subsequent lots as he may think proper, provided always that no lot shall be sold below the minimum price of 400 Rupees specified in the 2nd Clause of these Conditions.

13. The purchaser of any lot shall have the option of naming and purchasing in immediate succession any number of lots of the same Agency Opium to the extent of Twenty-five lots, and for the lots so purchased, the purchaser shall deposit for each lot 25 per Cent, even money of the amount bid by him for the first lot, or Rupees 1,000 for each lot, and pay the same price per Chest as that for which he purchased his first lot, provided always that there remain a sufficient number of lots of that Opium to complete the said Twenty-five, but not otherwise.

14th. In the event of any dispute or difference touching or concerning any matter or question arising out of the Sale of the Opium included in this Notification, or adjustment of the account thereof, the same shall and may be tried and decided in the Supreme Court of Judicature at Fort William in Bengal, and all and every Plea and Pleas to the jurisdiction of the said Supreme Court shall be waived. *

15th. The following papers, together with samples of the Opium for Sale, will be exhibited for inspection on the day of Sale, or may be seen previously to that date by application at the Office of the Junior Secretary to the Board of Revenue.

No. 1.—Certificate of the Opium now advertized for Sale.

No. 2.—Report of the examination of such Opium. *

16th. The public are hereby informed, that in providing the investment of the Behar and Benares Opium for the year 1850-51, the same precautions have been taken as those which have been observed during past years, to have the Drug procured and sent down in a pure state, to have only the prescribed quantity of leaves used in forming the Cakes, and to have the due proportion of Opium put into each Cake. An account of the weight of the Drug when packed at Behar and Benares, and a statement of the average weight of the Chests indiscriminately taken for the purpose of comparison from the despatches on arrival at Calcutta, may be seen on application at the Office of the Junior Secretary to the Board of Revenue, and further, that four Chests of Behar and Benares Opium, which have been reserved from the provision of the two preceding years, will be also shewn to the purchasers on the day of Sale, to enable them to judge of the state of preservation in which the Drug has kept.

17th. Any further information respecting weight or quality of the Opium advertized for Sale, that may be desired by parties connected with the Trade will, as heretofore, be furnished to them on application at the Office of the Board of Revenue, but in accordance with established usage under no circumstances will the Board entertain or recognize any claim to compensation for loss from any alleged deficiency of weight,

abstraction of Opium or adulteration of the Drug, which may be preferred in reference to Chests after the sale and delivery of the Opium for shipment.

18th. The public are hereby informed, that in addition to the quantity abovementioned the following quantities, more or less, of Behar and Benares Opium of 1850-51, will be brought to Sale in the year 1852, on or about the dates specified below :

	Behar, about Chests	Benares, about Chests	Total, about Chests
On or about Tuesday, 10th February 1852,	1920	880	2800
On or about Wednesday, 10th March 1852, ...	1920	880	2800
On or about Monday, 12th April 1852,.....	1920	880	2800
On or about Monday, 10th May 1852,	1920	880	2800
On or about Thursday, 10th June 1852,	1920	880	2800
On or about Monday, 12th July 1852,	1920	880	2800
On or about Tuesday, 10th August 1852, ...	1920	880	2800
On or about Friday, 10th September 1852,	1920	880	2800
On or about Monday, 11th October 1852,....	1920	880	2800
On or about Wednesday, 10th November 1852,	1920	880	2800
On or about Friday, 10th December 1852,	1892	809	2761
	21092	9669	30761

19th. It is hereby further notified, that under the 6th Article of the Convention between Great Britain and France, dated the 7th March 1815, quoted below, the Agents in India of the French Government, or persons duly appointed by them, are entitled to demand that, out of the quantities of Behar and Benares Opium declared as above for Sale at the Twelve Sales in the Months of January, February, March, April, May, June, July, August, September, October, November and December 1852, there shall be delivered to them at the average of the particular Sale or Sales to which the Opium so applied for may belong, a quantity, not exceeding in the aggregate 300 Chests, and the Agents of the French Government must make requisition for the whole of the Opium required by them during the year within 30 days after the publication of this advertisement, specifying the particular Sale or Sales from which the quantity of Opium is intended to be taken. If the Agents of the French Government shall not make the requisition for Opium within the time abovementioned, the entire quantity of about 33,561 Chests of Behar and Benares, as above estimated, will be brought to Sale in the usual manner, and if they shall make application for a quantity of Opium to be delivered to them out of the quantity advertized for Sale at each or any of the Twelve Sales abovementioned, but shall not pay for it within the prescribed period of payment, the Deputy Governor of Bengal reserves to himself the right of disposing of the Opium which the French Authorities may so fail

to pay for, either by increasing the quantity reserved at the Sale next ensuing the date of payment, or by selling it at a Sale to be held expressly for the purpose.

Article 6th. "With regard to the Trade in Article of the Convention above referred to. "Opium it is agreed between the high contracting parties that at each of the periodical Sales of that article there shall be reserved for the French Government, and delivered upon requisition duly made by the Agents of His Most Christian Majesty, or by the persons duly appointed by them, the number of Chests so applied for, provided that such supply shall not exceed Three Hundred Chests in each year, and the price for the same shall be determined by the average rate at which Opium shall have been sold at every such periodical Sale; it being understood that, if the quantity of Opium applied for at any one time shall not be taken on account of the French Government by the Agents of His Most Christian Majesty within the usual period of delivery, the quantity so applied for shall nevertheless be considered as so much in reduction of the Three Hundred Chests hereinbefore mentioned: the requisitions for Opium as aforesaid are to be addressed to the Governor General at Calcutta, within thirty days after notice of the intended Sales shall have been published in the Government Gazette."

By order of the Board of Revenue, Fort William, the 5th November, 1851.

CECIL BEADON,
Junior Secretary.

COMMISSARIAT NOTICE.

SEALED Tenders will be received at the Executive Commissariat Office at the Presidency, up to 4 p. m. of the 16th February 1852, for the supply of the following Articles, for the Presidency Division, and on the march for one year, from the 1st May 1852.

Tenders will be received for each Article separately, agreeably to forms open to inspection at the above Office and not otherwise, and they will be opened and read on the 17th February 1852, at noon precisely, in the presence of such parties concerned as may choose to attend.

The sum noted opposite each item will be required as a deposit with corresponding Tender, and all further particulars may be obtained on application at the Commissariat Office.

Articles.	Depo- sit.	Articles.	Depo- sit.
	Co.'s Rs.		Co.'s Rs.
Bread for Troops,	500	Table Rice,.....	100
Bhur Boats,.....	100	Rice for Elephants,.....	100
Castor Oil,	200	and Ollooh for ditto, }.....	100
Coffee,	200	Sugar, Benares,.....	100
Firewood,	100	Salt, Table and Com- } mon,	100
Gear for Elephants } and Bullocks,	100		

A. D. DICKENS, Lieutenant,
Sub-Assistant Commissary General.
Fort William, Commissariat Office, }
the 5th January 1852. }

COMMISSARIAT NOTICE.

SEALED Tenders will be received at the Executive Commissariat Office at Benares, up to 4 p. m. of the 1st March 1852, for the supply of Bread, Beef, Bhoossa, Butter, Gram, Eggs, Fowls, Firewood, Milk, Mutton, Ottas, Rice, Sugar, Salt, Hospital Clothing, Quilts, Gear for Public Cattle, and Bedding for European Troops, for the Benares Division of the Army, for 1, 2, or 3 years respectively, commencing from 1st May 1852.

Tenders will be received for each Article separately, and accompanied by a deposit of not less than One Hundred Rupees. Forms to be had on application at the Executive Commissariat Office, and not otherwise; and they will be opened and read on the 2nd March 1852, at noon precisely, in the presence of such parties concerned as may choose to attend at the Office. Tenders to specify rates in words as well as figures.

H. A. DORIN, Dy. A. C. Genl.

Executive Commissariat Office, Benares, }
the 1st January 1852. }

Court for the Relief of Insolvent Debtors at Calcutta.
In the matter of Sreenauth Chatterjee, of Mookaram Baboo's Street, in Chorebagau, in Calcutta, late Naib Dewan in the service of Sreemutty Ranee Surmomoye Dossee, of Moorshedabad, an Insolvent. Notice, that an application for an *ad interim* protection order has been this day made by the said Insolvent, and that such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Monday the 12th day of January instant, at the hour of 10 o'clock in the forenoon.

"Any Creditor of the said Insolvent, desirous of opposing such application, do appear before the said Court at the time and place aforesaid."

Newmarch, Attorney.

Chief Clerk's Office, 5th January, 1852.

In the matter of Nilmoney Dutt, of Thun Thunea, in Calcutta, Writer, an Insolvent. Notice, that an application for an *ad interim* protection order has been this day made by the said Insolvent, and that such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Monday, the 12th day of January instant, at the hour of 10 o'clock in the forenoon.

"Any Creditor of the said Insolvent, desirous of opposing such application, do appear before the said Court at the time and place aforesaid."

Carruthers, Attorney.

Chief Clerk's Office, 6th January 1852.

In the matter of Cowar Collycoomar Mullick Roy, Hindoo inhabitant, residing at Patooreah Ghatta, in Calcutta, the adopted son of the late Rajah Sibchunder Roy, an Insolvent. On Saturday the 3rd day of January instant, it was ordered that the hearing in this matter stand adjourned until Saturday the 6th day of March next, and that the said Insolvent do then attend to be examined by the said Court.

Paul, Lyons, and Bell, Attorneys.

In the matter of Amund-chunder Day, of Cornwallis Street, No. 6½, in Simla, in Calcutta, formerly a Ship Captains, Banian, but at present in no business or trade, an Insolvent.

In the matter of Ramdhone Mitter, of Sampooka, in Calcutta, Broker and Trader, an Insolvent.

In the matter of John Robin Hood DeBruyne, late of Old China Bazar, in Calcutta, inhabitant, late an Assistant in the Military Board Office, an Invent.

Paul, Lyons, and Bell, Attorneys.
Ocheme and Barrow, Attorneys.
Panioty, Attorney.

In the matter of Obenash-chunder Mookerjee, of Patooreah Ghatta, in Calcutta, Officiating Nazir of Howrah Magistrate's Court, an Insolvent.

In the matter of Onoocoolchunder Mookerjee, of Patooreah Ghatta, in Calcutta, Inhabitant, an Insolvent.

In the matter of Hurrish-chunder Mookerjee, of Patooreah Ghatta, in Calcutta, Inhabitant, an Insolvent.

In the matter of Joseph Henry Moore Harvard, formerly of Benares, Sub-Deputy Opium Agent, in the service of the East India Company, afterwards of Boitackannah in Calcutta, carrying on trade and business of a carrier and passenger carriage proprietor, in the Strand Road, in Calcutta, under the style or firm of the Equirotal Waggon Transit Company, now of Patna, Senior Surveyor of Patna Government Opium Agency, but at present residing in the Circular Road, in Calcutta, Trader, an Insolvent.

In the matter of Bhooputram and Manickchund, Cloth Merchants, lately carrying on business at Burra Bazar, in Calcutta, under the style of Bhooputram, Manickchund, Insolvents.

Panioty, Attorney.
Owen, Attorney.
Allan and Thomas, Attorneys.

On Saturday, the 3rd of January instant, it was ordered that the hearing in these several matters stand adjourned until Saturday the 7th day of February next, and that the said several Insolvents do then respectively attend to be examined by the said Court.

On Saturday, the 3rd day of January instant, it was ordered, that the hearing in these several matters stand adjourned until Saturday, the 7th day of February next, and that the Orders made in these several matters for the *ad interim* protection of the said several Insolvents from arrest be, and the same is hereby enlarged to the said 7th day of February next, and that the said Insolvents do then personally attend, at the hour of eleven o'clock in the forenoon, to be examined by the said Court respectively.

In the matter of George Powell Thomas, a Captain in the 64th Regiment Bengal Native Infantry, lately of Agra, an Insolvent, On Saturday, the 3rd day of January instant, it was ordered that the hearing in this matter stand adjourned until Saturday, the 6th day of March next, and that the order made in this matter for the *ad interim* protection of the said Insolvent from arrest be, and the same is hereby enlarged to the said 6th day of March next, and that the said Insolvent do then personally attend at the hour of eleven o'clock in the forenoon to be examined by the said Court.

Newmarch, Attorney.

In the matter of Edward Thomas Power, of Doombollah, in Calcutta, late a Master Pilot, now a Government Pensioner, an Insolvent, On Saturday, the 3rd day of January instant, it was ordered that the hearing in this matter stand adjourned until Saturday the 6th day of March next, with liberty to the said Insolvent to amend his Schedule filed in this matter by adding the name and claim of a creditor, and that the order made in this matter for the *ad interim* protection of the said Insolvent be, and the same is hereby enlarged to the said 6th day of March next, and that the said Insolvent do then personally attend to be examined by the said Court.

Insolvent in person.

Chief Clerk's Office, 7th January, 1852.

In the matter of Donald Campbell Mackey, carrying on business in co-partnership together with Edward Creton and John Mackey, late of Calcutta, as Merchants and Agents, under the style and firm of D. C. Mackey and Co., an Insolvent, On Saturday, the 27th day of December last, It was ordered that the hearing in this matter shall be on the 7th day of February next, and that the said Insolvent do then attend to be examined by the said Court.

In the matter of Donald Campbell Mackey, of Jackson's Ghaut Street, in Calcutta, Merchant, lately carrying on business in co-partnership together with Edward Creton and John Mackey, an Insolvent. On Saturday, the 27th day of December last, It was ordered that the hearing in this matter shall be on the 7th day of February next, and that the said Insolvent do then attend to be examined by the said Court.

Allan and Thomas, Attorneys.

Chief Clerk's Office, 2nd January 1852.

Bengal Mariners' & General Widows' Fund.

THE Annual General Meeting of Members of the above Institution, will be held at the Office of the undersigned, No. 2, Lyon's Range, on Thursday the 29th instant, at 11 o'clock, A. M., for the inspection of the Accounts of the Society for the past year, and the consideration of such other matters as may be brought before the Meeting.

By order of the Directors,

DANL. McDONALD, Secretary.

Calcutta, 1st January 1852.

Report showing the smallest Depth of Water in the Bhagiruttee, Jellinghee, and Matabangah Rivers, on the 31st December 1851.

Names of Rivers.	Smallest Depth of Water.	Where Shallowest.
<i>Bhagiruttee River.</i>		
At its entrance, ...	2 0	
Below the entrance, ...	0 9	
From thence to Jungypore, ...	0 9	At Futtaypore.
From Jungypore to Sadduckbaugh, ...	0 10	Calloopore.
From Sadduckbaugh to Berhampore, ...	0 10	Rajarampore.
From Berhampore to Cutwa, ...	1 6	Ballagatchee.
From Berhampore to Cutwa, ...	1 7	Moorshedabad.
From Berhampore to Cutwa, ...	1 8	Pataupurrah.
From Berhampore to Cutwa, ...	1 8	Berhampore.
From Berhampore to Cutwa, ...	1 8	Mojumpore.
And from Cutwa to Nuddeah, ...	1 9	Mirzapore.
And from Cutwa to Nuddeah, ...	1 8	Rogoopore.
		Below Khosaulpore.
		Augurdeep.
<i>Jellinghee River.</i> *		
At its entrance, ...	6 0	
From thence to Bausemarree, ...	2 9	Below the entrance.
From Bausemarree to Teashkattah, ...	2 8	Dyampore.
From Bausemarree to Teashkattah, ...	2 9	Above Bausemarree.
From Bausemarree to Teashkattah, ...	2 9	At Dogathee.
From Teashkattah, ...	2 10	Narainpore.
From Teashkattah, ...	3 0	Juggovepore.
From Teashkattah to Sonatullah, ...	2 10	Radhanuggur.
From Teashkattah to Sonatullah, ...	3 0	Boorbandah.
And from Sonatullah to Moisunge, ...	3 2	Pattooahbangah.
And from Sonatullah to Moisunge, ...	3 0	Kalleenuggur.
And from Sonatullah to Moisunge, ...	3 0	Sumboonuggur.
<i>Matabangah River.</i>		
At its entrance, ...	15	
From thence to Hautboleah, ...	12 0	At Dewangunge.
From Hautboleah to Katchikattah, ...	2 6	Boleah.
From Hautboleah to Katchikattah, ...	2 3	Bogadee.
From Katchikattah to Kishengunge, ...	2 3	Ashmancooly.
From Katchikattah to Kishengunge, ...	2 6	Batchamarree.
And from Kishengunge to Seebpore, ...	2 3	Tahldah.
And from Kishengunge to Seebpore, ...	3 6	Goyes.

No Water on Gauge at Berhampore, on the 31st December 1851.

J. LANG, Supt., Nuddeah Rivers.

Kishnaghur, 5th January 1852.

* Since last Report, the channel of this River, at Juggovepore, has been deepened by the construction of Bandabs, from 2 feet 9 inches to 3 feet; at Pattooahbangah, from 2 feet 8 inches to 3 feet 2 inches; and at Kalleenuggur, from 2 feet 6 inches to 3 feet.

NOTICE.—The undersigned has this day commenced business as Commission Agent under the Firm of F. M. Roberts and Co.

F. MACNAUGHTEN ROBERTS.

Calcutta, 1 Hastings' Street, }
1st January 1852. }

NOTICE.—Mr. Frederick Althausse has this day been admitted a Partner in our Firm.

WATTENBACH HEILGERS AND CO.

Calcutta, 1st January 1852.

Monthly Account of Salt in Store in the several Agencies and the Sulke Golahs, up to 31st December 1851, together with 4 per Cent. reserve for Golah wastage.

Agencies.	1854 or 1847-48 and previous years.			1855 or 1848-49.			1856 or 1849-50.			1857 or 1850-51.			1858 or 1851-52.			Total Quantity in Store
	Mds.	S.	C.	Mds.	S.	C.	Mds.	S.	C.	Mds.	S.	C.	Mds.	S.	C.	
<i>Hidgellee.</i>																
Pungah Salt, Ghaut Russolpore, - }	0	0	0	0	0	0	0	0	0	425336	0	0	0	0	0	425336 0 0
Ditto do. Kissenugur,	0	0	0	0	0	0	37	0	0	47270	0	0	0	0	0	47307 0 0
Ditto do. Ramnugur,	0	0	0	0	0	0	0	0	0	220172	0	0	0	0	0	220172 0 0
Gotcha Salt, - -	7459	4	0	0	0	0	0	0	0	0	0	0	0	0	0	7459 4 0
Total, - -	7459	4	0	0	0	0	37	0	0	692778	0	0	0	0	0	700274 4 0
<i>Thumlook.</i>																
Pungah Ghaut, Na- rampore, - - - }	0	0	0	0	0	0	0	0	0	108780	34	14	0	0	0	108780 34 14
Total, - -	0	0	0	0	0	0	0	0	0	108780	34	14	0	0	0	108780 34 14
<i>Chittagong.</i>																
Pungah Nazimpore, Ghaut Domcolly, - }	117413	7	3½	0	0	0	0	0	0	0	0	0	0	0	0	117413 7 3½
Ditto, Arracan ditto,	0	0	0	15117	20	0	0	0	0	0	0	0	0	0	0	15117 20 0
Do. Sudder Ghaut Agency, - - }	0	0	0	0	0	0	292375	24	0	808888	39	0	0	0	0	1101264 23 0
Ditto ditto, Arracan,	394658	30	0	0	0	0	0	0	0	39893	0	0	0	0	0	425551 30 0
Total, - -	512071	37	3½	15117	20	0	292375	24	0	839781	39	0	0	0	0	1650347 0 3½
<i>Bullooah.</i>																
Pungah Ghant Ken- kra, Arracan, - - }	0	0	0	0	0	0	0	0	0	60687	14	0	0	0	0	60687 14 0
Total, - -	0	0	0	0	0	0	0	0	0	60687	14	0	0	0	0	60687 14 0
<i>Sulkea.</i>																
Pungah, Cuttack, - -	740487	20	0	18496	25	0	3152	20	0	0	0	0	0	0	0	771136 25 0
Ditto, Balasore, - -	0	0	0	0	0	0	0	0	0	36	0	0	0	0	0	36 0 0
Ditto, Khoreda, - -	227	21	8	377	22	0	0	0	0	0	0	0	0	0	0	603 3 8
Ditto, Chilka, - -	27	30	0	116	0	0	0	0	0	0	0	0	0	0	0	143 30 0
Kurkutch, Madras Permit, lat quality, - }	645	0	0	0	0	0	0	0	0	0	0	0	0	0	0	645 0 0
Ditto ditto, 2nd ditto,	109024	20	0	0	0	0	0	0	0	0	0	0	0	0	0	109024 20 0
Pungah, Hidgellee, - }	60683	0	0	0	0	0	0	0	0	0	0	0	0	0	0	60683 0 0
Kallinugur, - - }	0	0	0	0	0	0	0	0	0	25020	0	0	0	0	0	25020 0 0
Do. do. Russolpore,	0	0	0	401118	4	0	0	0	0	0	0	0	0	0	0	401118 4 0
Ditto, 24-Pergun- nahs, Narainpore, - }	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0 0 0
Do. do., Diamond Harbour, - - - }	122385	0	0	0	0	0	0	0	0	0	0	0	0	0	0	122385 0 0
Do. do., Saugor, - -	0	0	0	49172	20	0	0	0	0	0	0	0	0	0	0	49172 20 0
Total, - -	1042480	11	8	469280	31	0	3152	20	0	25956	0	0	0	0	0	1540809 22 8
<i>Arracan.</i>																
Pungah Ghaut, Kyuk Phyoo, - - }	3866	9	0	6621	0	0	0	0	0	83270	20	0	33515	0	0	77272 29 0
Total, - -	3866	9	0	6621	0	0	0	0	0	83270	20	0	33515	0	0	77272 29 0
Grand Total, - -	1665877	21	11½	491019	11	0	295585	4	0	1851254	27	14	83515	0	0	4237231 24 9½

CECIL BEADON, Junior Secretary.

Board of Revenue, the 3rd January, 1852.

NOTICE is hereby given, under Section VI. Act I. of 1845, that the undermentioned Estates, in Zillah Dacca, will be put up to public and unreserved Sale, at the Collector's Office of that District, on Thursday the 22nd January 1852, or 10th Mauy 1258 B. S., for arrears of Revenue due on the 1st day of Mauy 1258 B. S.

No.	Class of Mehals.	No. of Mehals in the District Rent Roll or Register.	Names of Mehals.	Recorded Proprietors.	Sudder Jumma.	Balance due on the 1st of Mauy 1258 B. S.	Remarks.
1.	Permanently settled Estates,	664	Zillah Bickrampore, Pergunnah Bickrampore, Jowar Sain Pookhyr, Talook Mahomed Kurrim,	Mahomed Kurrim,	22 9 1	16 12 0	
		1137	Zillah Dowlupore, Kharija Pergunnah Dohar, Talook Govind Roy, Mozaful Brindabun Chunder Sein, Talook Gokool Doss, Hissa Ramsoonder Doss,	Govind Roy,	66 12 7	30 0 0	
		1274	Mozaful ditto, Talook ditto, Hissa Ramram Doss, Auction Purchaser Odoynarain,	Ramsoonder Doss,	24 1 3	24 1 3	
		1275	chaser Odoynarain,	Odoynarain,	27 7 10	27 7 10	
		1276	Mozaful ditto, Talook Ramlochan Doss,	Ramlochan Doss,	32 2 10	32 2 10	
		1643	Mozaful ditto, Talook Mohun Bancha, Govind Kishore, Auction Purchaser Govind Doss Baboo,	Govind Doss Baboo,	14 15 8½	14 15 8½	
		2606	Zillah Hydrabad, Kharija Mozaful Rajkishen Sein, Talook Bacharam Roy,	Bacharam Roy,	38 7 5½	28 12 0	
		3697	Zillah Jelalpore, Pergunnah Jelalpore, Talook Rajaram Surnah Dhoomoty,	Rajaram Surnah,	21 11 2½	16 4 0	
		3910	Pergunnah ditto, Talook Ramrutton Ghose,	Ramrutton Ghose,	15 8 0	11 8 0	
		4453	Zillah Noorollahpore, Kharija Pergunnah Pantpussar, Talook Joogeeram Sein,	Joogeeram Sein,	28 12 9½	6 15 4½	
		4501	Kharija, Pergunnah Soojabab Cootubpore, Talook Cossee Bissonath Moulick,	Cossee Bissonath	22 14 11	17 4 0	
		4543	Kharija Tuppeh, Umberpore, Talook Soobloodyram, Zillah Rajnugger, Kharija Chaekleb, Foolbarria Howallap Komed Surnah, Auction Purchaser, Bhowanny Sunker Chattee,	Soobloodyram,	32 0 0	24 0 0	
		6677		Bhowanny Sunker Chattree,	14 2 8½	10 8 0	

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G. P. LEYCESTER, Collector.

NOTICE is hereby given, under Section VI. Act I. of 1845, that the undermentioned Estates, in Zillah Dacca, will be put up to public and unreserved Sale at the Collector's Office of that District, on Thursday the 22nd January 1852, or 10 Mawg 1258 B. S., for the recovery of arrears on account of other Estates due on the 29th December 1851.

No. of Class.	Class of Mehals.	No. of Mehals in the District Rent Roll or Register.	Names of Mehals.	Recorded Proprietors.	Sudder Jumma.	Balance due upto 1st Aug. 1258 B.S.	REMARKS.
IV.	Estates to be sold for arrears due on account of other Estates,	896	Zillah Bickrumpore, Howallah Kistojeebun { Hurry Gungapersaud Barooree,	Kistojeebun Hurry Gun- { gapersaud Barooree,	4 8 6		The rights and interests of Sreenath Haldar in the Estates entered in the 4th column, will be sold for the recovery of arrears of revenue due from Khass Taluk Pachmusr Raghubudhi Chacker.
		6779	Zillah Rajnugger, Howallah Jafer Manoollah, { Zillah Rajnugger, Chakkleb Foulbarea, How-	Jafer Monooollah,	13 9 81	31 8	
		7108	lah Kistonath Haldar,	Kistonath Haldar,	2 4 5		

G. P. LEYCESTER, Collector.

Zillah Dacca Collectorate, the 31st December 1851.

NOTICE is hereby given, under Section VI. Act I. of 1845, that the undermentioned Estates in Zillah Maldah, will be put up to public and unreserved Sale at the Deputy Collector's Office of that District, on the 24th January 1852, corresponding with 12th Mawg 1258 B. S., Saturday, for arrears of Revenue and other demands, which, by the Regulations and Acts in force, are directed to be realized in the same manner as arrears of Revenue.

No. of Class.	Class of Mehals.	2.	3.	4.	5.	6.	7.	8.
		Number of Mehals in the District Rent Roll or Register.		Names of Mehals.		Recorded Proprietors.		REMARKS.
I.	Permanently settled Mehals.	245	Mouzah Junglee Tota, Pergunnah Kutwallee,	Paddoo Lachun Surma,	Rs. As. P.	Rs. As. P.	Rs. As. P.	
		9	111 and 171 Bergahs, Monzah Bansdabreeah, Pergunnah Ekburabad, Shana Seondier Debba,	S2 7 31		67 2 0	40 0 0	
		160	Kismut Muheesha Thullee, Pergunnah Hoejapore,	Ranchurn Mujoomdar,		29 5 4	20 12 10	
		161	Ditto ditto,	Ditto ditto,		29 5 4	20 12 10	

E. E. WOODCOCK, Deputy Collector,

Maldah, Deputy Collector's Office, the 31st December 1851.

NOTICE is hereby given, under Section VI, Act No. 1. of 1845, that the undermentioned Estates in Zillah Mymensingh, will be put up to public and unreserved Sale at the Collector's Office of that District, on Saturday, the 24th January 1852, or 12th Maugh 1258 B. S., for arrears of Revenue due up to the Kist of Agrun 1258 B. S.

No. of Chars.	Class of Mehal.	Number of Mehals in the District Rent Roll or Register	Names of Mehals.	Recorded Proprietors.	Sudder Jamma.	Balance due up to the Kist of Agrum 1258 B. S.	REMARKS.
1.	Permanently Settled,...	233	Pergunnah Attea, Kismut Tankorakoire,	Birjoonath Gooho,	20 8 11	15 11 0	
		214	Pergunnah Allapsing, Mouza Boodhun Baree, &c,	Bishnooram Doss, &c,	59 8 4	5 14 10	
		461	Pergunnah Burbaazoo Eyeindee,.....	Eyindee,.....	21 13 11	16 8 7	
		620	Pergunnah ditto Kisito Chundro Doss,	Kisto Chundro Doss,	14 14 11	11 11 10	
		1293	Pergunnah Cosseopore, Talooq Ramkeshuji Doss,	Rajdoolub Doss, &c,	96 8 6	28 8 5	
		1306	Pergunnah ditto, Talooq Ram Sunker Deb,	{ Ramkoomar Bhoomie, Auction Purchaser,.....}	24 8 7	18 15 8	
		1427	Pergunnah Cogmarr, Kung Shonarain,	{ Deybeepersad Chukkerbutty, Auction Purchaser,.....}	65 4 6	39 4 9	
		1625	Pergunnah ditto, Ram Gobind Chund,.....	Ram Gobind Chund,	10 11 3	6 10 8	
		1876	Pergunnah Hosen shye, Sheebram Kurr, Shumpud Kurr,.....	Shumpud Kurr,	11 4 4	9 8 4	
		2045	Joar Hosenpore, Joydeb Surma,	Madubram Surma,	39 8 7	30 15 0	
		4442	Pergunnah Pookereah, Kismut Goopeenathpore, Talooq Sheebnaraain Chowdry,.....	{ Sheeb Naraain Surma,	25 3 2	7 3 9	
		4592	Pergunnah ditto, Kismut Sharatoile, Talooq Ramkunt Chukkerbutty,	{ Bhugwan Mookapadeo, Auction Purchaser,	29 6 5	26 10 8	
		5243	Pergunnah Attea, Mouza Adahbaree,	Kala Bebee, &c,	22 10 0	2 0 0	

Mymensingh Collectorship, the 31st December 1851.

R. R. STURTEVANT, OFFY. Collector.

NOTICE is hereby given under Section VI. Act I. of 1845, that the undermentioned Estates in Zillah Tipperah, will be put up to public and unreserved Sale at the Collector's Office of that District, on Saturday the 24th January 1852, or 12th Maugh 1258 B. S., for arrears of Revenue and other demands which, by the Regulations and Acts in force, are directed to be realized.

Number of Class.	Class of Mehals.	No. of Mehals in the District Rent Roll or Register.	Names of Mehals.	Recorded Proprietors.	Sudder Jumma.	Balance due up to the end of Aughun, 1258 B. S.	Remarks.
1. Permanently settled }	Mehal,	524	5 as. Kismut in Talook Oolputun Nessa, Pergunnah Poorchundee,	Bungshee Bhudun Surmah, Dhurmoputtun Deo, Luckee Kaunth Roy, Rebul Kishen Roy, Rajkishen Roy, Luckee Kaunth Roy, Kishen Kaunth Deo, Khosaul Mahomed, Luckee Kaunth Roy, Bhyrub Chunder Ghutnick, Ram Doyal Ghutnick, Bydenath Mozoomdar, Madhub Chunder Naugh, and Ram Chunder Deo,.....	833 10 8	333 15 0	
2. Ditto,		671		Moodafut Hissa 3 annas 5 gundahs of Kisto Rughoonauth, in Moodafut Talook Shck Laul, in Talook Chand Futtet Tuppeh Furkabad,..	11 14 3	8 8 6	
3. Ditto,		719		Moodafut Hissa 3 annas 5 gundahs of Radha Madhub Deb, in Talook Ramkishen Shome Tuppeh Ditto,.....	20 13 2	13 13 10	
4. Ditto,		1467		Talook Basleeram Mozoomdar, in Pergunnah Singergaon,.....	70 2 3	43 11 9	

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T. H. METCALFE,
Collector.

NOTICE is hereby given, under Section VI. Act I. of 1845, that the undermentioned Estates, in Zillah West Burdwan, will be put up to public and unreserved Sale at the Deputy Collectorate of Bancorah, on Saturday, the 24th January 1852, or 12th Maugh 1258, B. S., for arrears of Revenue and other demands which, by the Regulations and Acts in force, are directed to be realized in the same manner as arrears of Revenue on the 30th November 1851.

No.	Class of Mehal.	No. of Mehal on the District Rent Roll or Re- gister.	Name of Mehal.	Recorded Proprietors.	Sudder Jumma.	Balance due on the 30th Novem- ber, 1851.	Remarks.
1	Temporary Set- tlement,	263	Majee Berrah, ...	{ Nehal Chunder Mookerjee, Dharmo Doss Moon- kerjee, and Puddo Lochan Mookerjee, }	10 3 10	4 10 0	{ The entire Estate will be sold.

Bancoorah, Deputy Collectorate, the 31st December 1851.

NOTICE is hereby given, under Section VI. Act I. of 1845, that the undermentioned Estates, in Zillah Beerhoom, will be put up to public and unreserved Sale at the Collectorship of that District, on Friday the 23rd January 1852, corresponding with 11th Magh 1258 B. S., for the recovery of arrears of Revenue.

No.	Class of Mehals.	No. of Me- hals on the District Rent Roll or Re- gister.	Names of Mehals.	Recorded Proprietors.	Sudder Jumma.	Balance due up to the Kist of Aughun 1258 B. S.	Remarks.
1	Permanently settled Estates paying a Jum- ma exceeding 100 Rs., Ditto ditto,	372 379	Kismut Deepchunderpore, Kist. Jurraf, Pulpore, Busuntapore	Ramsoondar Rae, Banasundure Deba,	235 6 1 751 10 2	126 14 8 437 5 4	Entire estate will be sold. Ditto.
2	Ditto paying a Jumma not exceeding 100 Rs.}	403	Kismut Pykur,	Rajchunder Mujomdar,	47 10 2	4 4 3	Ditto.

Zillah Beerhoom, Collector's Office, the 2nd January 1852.

A. OGILVIE, Collector.

CIVIL SERVICE ANNUITY FUND.

At an Annual General Meeting of Subscribers to the Civil Service Annuity Fund, held on the 1st January 1852, at the Town Hall.

PRESENT.—Messrs. J. I. Harvey, E. Currie, F. J. Halliday, A. J. M. Mills, R. H. Mytton, C. Allen, T. Bruce, Hon'ble J. C. Erskine, B. J. Colvin, R. Houston, C. Steer, A. C. Bidwell, J. S. Torrens, W. H. Elliott, G. G. Mackintosh, C. H. Lushington, E. A. Samuels, C. Beadon, A. R. Young, G. F. Cockburn, H. D. H. Ferguson and W. Grey.

CHARLES ALLEN, Esq., *in the Chair.*

Proposed by Mr. Grey, seconded by Mr. Beadon, that the accounts for the year ending 30th April 1851, be passed.

Carried *nem. con.*

UNAPPROPRIATED FUNDS, 1850-51.			Co's Rupees.	Interest.
Balance on 30th April 1850,			59,37,492 13 10	3,56,249 9 2
Fines, &c., from C. R. Cartwright, Joseph Reid, J. Staniforth, A. Spiers, H. S. Oldfield, G. Udny, A. C. Heyland, J. T. Rivaz, B. Tayler, and T. P. Marten,			88,614 9 0	1,784 12 7
Subscriptions received during the year,			3,26,407 6 1	10,614 6 9
Donation of the Hon'ble East India Company for the year, 3,26,407 6 1				
Less the one half income (for 1850-51.) from the excess } Balance of Unappropriated Funds, on 1st May 1850, } 40,489 0 0 under Rule 36,.....				
			2,85,918 6 1	0 0 0
			66,38,433 3 0	3,68,648 12 6
				66,38,433 3 0
				70,07,081 15 6
DEDUCT,				
Values of Annuities granted to J. F. M. Reid, C. R. Cartwright, A. Spiers, H. S. Oldfield, G. Udny, A. C. Heyland, J. T. Rivaz, B. Tayler and an Invalid Annuity of £500 to Jos. Reid,			9,12,813 4 11	
Interest thereon from their several dates of transfer,			19,993 15 1	
Refunds to four Annuitants being overpayment of Fine,.....			13,648 15 6	
Charges of Establishment, Printing, &c.,			11,133 5 2	
				9,57,589 8 8
Balance on 30th April 1851, Company's Rupees,.....				*60,49,492 6 10

* The values of 19½ Annuities, (viz. 1½ of 1848-49, 9 of 1849-50, and 9 of 1850-51,) amounting to about Rs. 18,03,677, are yet to be found out of this Balance.

APPROPRIATED FUNDS, 1850-51.			Co's Rupees.	Interest.
Balance on 30th April 1850,			1,11,02,535 12 11	6,66,152 2 4
Values of the abovementioned nine Annuities,			9,12,813 4 11	19,993 15 1
Re-credited on account of excess payment for Annuities of the late G. Lindsay and L. Kennedy,			37,486 12 1	1,256 7 9
			1,20,52,835 13 11	6,87,402 9 2
				1,20,52,835 13 11
				1,27,40,238 7 1
DEDUCT,				
Payments to 100 Annuitants of their Quarterly Annuities,			9,74,769 6 11	
Ditto to 43 ditto Annual ditto,			4,45,333 5 4	
Interest charged upon the Quarterly-paid Annuities,			21,455 3 6	
				14,41,557 15 9
Balance on 30th April 1851, Company's Rupees,.....				1,12,08,680 7 4
Total Balance, Company's Rupees,.....				1,73,48,172 14 2

Errors Excepted

Civil Service Annuity Fund Office, }
The 27th December 1851.

J. S. TORRENS, *Offg. Secretary.*

The Meeting then proceeded to elect Managers for the ensuing year, when Messrs. E. Currie, J. P. Grant, E. A. Samuels, C. Beadon and W. Grey, were duly elected.

The propositions advertized for discussion at this Meeting were then read; when it was proposed by Mr. Grey, seconded by Mr. Mills, that the 1st be adopted and added to No. 1 of the Rules forwarded

for sanction of the Hon'ble Court of Directors as determined at the Meeting of 11th August last, leaving the proposed Rule as follows:—

"The Subscribers to the Bengal Civil Service Annuity Fund are the Covenanted Civil Servants upon the Bengal Establishment. They shall continue, as long as they remain in the Service, to contribute for the purposes of the Fund, four per cent. of their salaries and all other public emoluments whatever (travelling allowance alone excepted); an option being allowed to Subscribers to contribute five per cent. on their official emoluments."

Carried *nem. con.*

It was then proposed by Mr. Beadon, seconded by Mr. Mills, that the 2nd proposition be adopted: "That the interest of the unappropriated capital in excess of Rupees 27,99,199, be applied annually, as a bonus to the improvement of the purchase value of Annuities in favor of Retiring Annuitants, whose subscription balance is not equal to the half value of their Annuity."

An amendment was proposed by Mr. Harvey, seconded by Mr. Houston—That, with reference to Mr. Blunt's suit against the Managers of the Fund now pending in H. M.'s Supreme Court for refund of excess subscriptions realized from him, the early decision of which is looked for, it is both premature and inexpedient to take into consideration the bonus question at this Meeting. That the discussion on the question of the grant of a bonus on retirement be therefore postponed for the present and until the decision of that suit.

	<i>Present.</i>	<i>Proxies.</i>	<i>Total.</i>
For the Amendment,.....	2	1	3
Against,.....	19	40	59

A second amendment was proposed by Mr. Samuels—That, under existing circumstances, it is not expedient to apply to the Court for the grant of a bonus.

	<i>Present.</i>	<i>Proxies.</i>	<i>Total.</i>
For the Amendment,.....	7	2	9
Against,	14	40	54

A third amendment was then proposed by Mr. Harvey—That in justice and fairness to all Subscribers if a bonus is granted, the bonus should be granted to *all Subscribers who may retire on Annuities*; that it is partial and objectionable to restrict the bonus to one particular section of Subscribers; that the object of the grant of a bonus is to promote retirements; that this object is lost sight of when the bonus is restricted to one section of Subscribers and made to serve a class interest; that the 2nd proposition be therefore modified so as to provide for the grant of a bonus to *all Retiring Annuitants* without any distinction of class or restriction whatever.

	<i>Present.</i>	<i>Proxies.</i>	<i>Total.</i>
For the Amendment,	7	6	13
Against,	12	40	52

The original proposition by Mr. Beadon, was then put, when the votes were

	<i>Present.</i>	<i>Proxies.</i>	<i>Total.</i>
For	13	41	54
Against,	8	6	14

The proposition was accordingly carried.

The 3rd Resolution was then proposed by Mr. Beadon, seconded by Mr. Mills—That Article 26 of the revised Rules be modified so as to provide, as in the Civil Fund, that on questions involving any essential addition to, or alteration in, the rules and principles of the Fund, or any case not provided for by the Rules, the determination of a General Meeting shall be referred to the Subscribers at large for adoption or rejection before being submitted for the sanction and approval of the Court of Directors.

The votes were as follow:—

	<i>Present.</i>	<i>Proxies.</i>	<i>Total.</i>
For the Proposition,..	20	40	60
Against,	1	0	1

The proposition was accordingly carried leaving the Rule 26 as follows:—

"Upon all general questions involving any increase or diminution of the rate of the contributions, or any essential addition to, or alteration in, the original Rules and principles of the institution, no decision of the Subscribers shall be valid or have any effect until sanctioned and approved by the Court of Directors, to whom all parties considering themselves aggrieved by such decision shall have a right of appeal, and the decision of the Court of Directors shall in all cases be final; *provided further that the determination of a General Meeting on such cases and questions shall be referred to the Subscribers at large for adoption or rejection, before being submitted for the sanction and approval of the Court of Directors.*

The Chairman was then requested to circulate with the report of the proceedings of the Meeting a memorandum of the Unappropriated and Appropriated Funds for the past 25 years referred to in the course of the discussions on the foregoing propositions, to be submitted by the Managers to the Hon'ble Court, with a memorial in continuation of that addressed to them with the Rules carried by the Meeting of the 11th August 1851, praying for their sanction to the further revisions now adopted.

A vote of thanks was passed to the Chairman, and the Meeting separated.

C. ALLEN,
Chairman.

Civil Service Annuity Fund Office, }
The 1st January 1852. }

Dr. BALANCE OF THE BANK OF BENGAL, THE 31st DECEMBER 1851. *Cr.*

Cash and Government Securities,	1,32,12,461 12 7	Bank Notes and Post Bills Outstanding, and other Claims payable on demand,	1,86,95,153 7 0
Loans on Deposit,	1,26,92,135 2 2		
Accounts of Credit on Deposit Securities,	25,51,143 12 4	NET STOCK,	
Bills on Government Discounted,	3,67,359 12 2	Proprietors' Capital, } 1,07,00,000 0 0	
Private Bills Discounted,	11,50,993 7 7	Reserve } 27,984 12 2	1,13,96,409 6 8
Dead Stock,	1,17,468 14 10	Profits of the Current half-year,	6,68,424 10 6
Company's Rupees ...	3,00,91,562 13 8	Co.'s Rs.....	3,00,91,562 13 8

Published by Order of the Directors.

W. GREY, *Secy. and Treasurer.*

(Sd.) H. I. LEE, *Accountant.*

BANK OF BENGAL.

3RD JANUARY, 1852.

THE Proprietors of the Bank of Bengal are hereby informed, that the 26th Dividend under Act VI. of 1839 is payable at the Bank at the rate of Company's Rupees Twelve (Co.'s Rs. 12-0-0) per Cent. per Annum.—or Company's Rupees Two Hundred and Forty (Co.'s Rs. 240-0-0) upon each Share.

Proprietors or their Agents will be pleased to apply to the Bank for Duplicate receipts.

Published by order of the Directors,

W.M. GREY,
Secy. and Treasurer.

Oriental Bank.

NOTICE is hereby given, that from and after the 31st instant, the business hitherto carried on by this Bank will be discontinued, and the business of the Company will be transacted by the Oriental Bank Corporation, in accordance with the terms of their Charter.

By order of the Court of Directors,

W.M. ANDERSON,
Manager.

Calcutta, 20th December 1851.

Oriental Bank Corporation.

THE Court of Directors do hereby give Notice, that on and after the 1st January 1852, the business of this Company will be conducted in the premises hitherto occupied by the Oriental Bank at Calcutta, and will consist of Exchange, Deposit, and Remittance on the usual terms, and in accordance with the provisions of Her Majesty's Royal Charter of Incorporation, bearing date the 30th day of August 1851.

Mr. William Anderson is appointed Agent, and Mr. George Kilgour Ingelow is appointed Sub-Agent for the Corporation at Calcutta.

W. W. CARGILL,
Chief Manager.

Walbrook, London.

STOLEN.—Government Promissory Notes, as follows: No. 9773 of 1825-26, for Rs. 900, in favor of Connolly Ghose, Gourlall Ghose, and Mohunlall Ghose, No. 6482 of 1842-43, for Co.'s Rs. 1000, in favor of Connolly Ghose.

6th January 1852.

North-Western Bank of India.

THE opinion of Counsel, which has been taken as resolved by the Shareholders at the last Half-yearly General Meeting, being favorable to the feasibility of registering the Bank under Act No. XLIII. of 1850, the Manager hereby calls a Special Meeting of the Shareholders for the purpose of resolving that the Company shall be registered under the said Act, to be held at the Bank Premises, No. 4, Old Council House Street, Calcutta, at Noon, on Tuesday, the 20th day of April 1852.

This notice is given in pursuance of and as required by the fourth Section of the said Act XLIII. of 1850.

JOHN O'B. TANDY,
Manager.

North-Western Bank of India, }
Calcutta, 27th December 1851. }

LOST.—Halves of the Bank of Bengal Notes, Nos. 12091 and 22751, each for Rs. Twenty-five.

LOST.—Second Half of a Bank of Bengal Note, No. 39063, for Company's Rupees 50, the payment of which has been stopped at the Bank.

LOST.—Halves of the Bank of Bengal Notes, pd. No. 11332, for Company's Rupees 50, and pd. No. 33937, for Company's Rupees 100.

A GEOGRAPHICAL SKETCH OF THE BURMESE EMPIRE.

Reduced from the Edition published by permission of Government, to which is added part of SIAM and the DELTA of the GANGES towards Calcutta.

PRICE 5 RUPEES.

A few copies of the above Map remain on hand, and may be had of

T. BLACK,
Asiatic Lith. Press, 3 Hare Street, Calcutta.

JUST PUBLISHED,

And for Sale at the Exchange Hall,
AN INDEX to the Acts of the Legislative Council of India, from their commencement to the close of the year 1849.

By JAMES SMALL.



SUPPLEMENT TO

The Calcutta Gazette.

Published by Authority.

WEDNESDAY, JANUARY 7, 1852.

*Fort William, Home Department, Legislative,
the 2nd January, 1852.*

The following Act is passed by the Hon'ble the President of the Council of India in Council, on the 2nd January 1852, with the assent of the Most Noble the Governor General of India, which has been read and recorded.

Ordered, that the Act be promulgated for general information.

ACT NO. I. OF 1852.

An Act for the consolidation and amendment of the Laws relating to the Customs under the Presidency of Bombay.

Whereas it is expedient to consolidate into one Act the laws now in force, relating to the customs under the Presidency of Bombay, and also to amend the rules for the collection and management of the same, It is enacted as follows:

I. The following Regulations and parts of Regulations of the Bombay Code, and the following Acts and parts of Acts of the Government of India, are repealed, that is to say, Sections I. II. and III., Regulation VI. of 1799; Clause II. Section VII. Regulation IX. of 1800; Sections XIV. XVII. XX. XXI. and XXV., Regulation I. of 1805; Section IV. Regulation II. of 1810; Regulation VI. of 1814; Chapters III. V. and VII. Regulation XX. of 1827; Regulation I. of 1833; Act I. of 1838, except in so far as it repeals any Regulation of the Bombay Code, or Act of the Government of India; Act IX. of 1845, so far as it relates to the Bombay Presidency, except so far as it repeals any other Act; Act II. of 1846; and all other Acts and parts of Acts, and all other Regulations and parts of Regulations of the Bombay Code, so far as such Acts or Regulations prescribe the levy within the Bombay Presidency of any customs duties, as well on transit by land as on import and export by sea, or which relate in any way to such duties, or which require the payment of any fee leviable by Customs Authorities on account of any vessel which may enter any port in the territories subject to the Presidency of Bombay.

II. Nothing hereinbefore contained shall be construed to prevent the levy of any anchorage or harbour dues now leviable at the port of Bombay, or the levy of any special duties on

opium, tobacco, gunja, spirits or salt which are, or may be, established by any Law, or the levy of any town duty, or of any Municipal Tax, or of any toll on any bridge, road, canal or causeway, or for repair and maintenance of lighthouses, or the levy of any rent or fee leviable under Act XXV. of 1836, on the warehousing of goods.

III. The Governor of Bombay in Council may appoint one or more persons, to be commissioners of customs for the collection and management of the customs throughout the whole of the Presidency of Bombay with such salary or salaries as the said Governor in Council may deem reasonable; the persons so appointed shall hold their offices during the pleasure of the said Governor in Council, and shall, in all matters relating to the execution of their duties, be subject to the authority, direction and control of, and obey such orders and instructions as shall, from time to time, be issued to them by, the said Governor in Council.

IV. The Governor of Bombay in Council may appoint such persons as he may deem fit for the control and supervision of the collection and management of the customs in the Bombay Presidency under this Act, as collectors of customs, or under such other designation as the said Governor in Council shall determine; the persons so appointed shall be subject to the authority and control of the commissioner or commissioners (if any such officer shall have been appointed) in such manner and to such extent as the said Governor in Council, from time to time, may direct.

V. The Governor of Bombay in Council may appoint all other proper persons to execute the duties of the several subordinate officers necessary to the due management and collection of the customs, and may require from such persons such securities for their good conduct therein as the said Governor in Council may deem necessary; and may, from time to time, transfer any part of the duties and powers of any officer of customs under this Act to any other officer in such cases and under such restrictions as the said Governor in Council may deem fit; and every officer of customs appointed or employed on any duty relating to the said customs shall hold his office during the pleasure of the Governor of Bombay in Council: all persons holding any office or

employment in the said customs, at the time of the passing of this Act, shall continue to be so employed therein under this Act until duly removed therefrom.

VI. The Governor of Bombay in Council may delegate the whole or any portion of the powers with which he is invested by the preceding section to any commissioner or collector or other officer of customs regularly appointed under the provisions of this Act, and all subordinate officers of customs, who may be appointed by such commissioner or collector, or other officer of customs, by virtue of such delegated power shall be liable to be dismissed, suspended or fined to an extent not exceeding two months pay by the authority by which they were respectively appointed, subject to the control of Government, or of superior authority in the customs department.

VII. Whoever intentionally obstructs any officer, in the exercise of any powers given by this Act to such officer, shall be liable to imprisonment for any term not exceeding six months, or a fine not exceeding one thousand rupees, or both.

VIII. Any person, who shall offer a bribe to any custom house officer in order to induce such officer to act in a manner inconsistent with his duty, shall be liable for every such offence to a fine not exceeding one thousand rupees, or to imprisonment for any term not exceeding six months, or both.

IX. No action shall lie in the Supreme Court for any act or thing done under this Act; but every action for any wrong or trespass, if committed within the local limits of the Island of Bombay, shall be tried and determined before the Revenue Judge of Bombay, and if committed in any part of the Presidency of Bombay without those limits, then before the proper Zillah Judge within whose jurisdiction the same shall have been committed; and such Revenue Judge of Bombay, or Zillah Judge respectively, shall award such damages to the party aggrieved for the injury done as shall be just and equitable. Provided, that if it shall appear that there was reasonable and probable cause for the act complained of, the plaintiff shall not be entitled, beyond the restoration of any article unlawfully seized, or the value thereof, to more than two annas damages without costs.

X. Whoever, being an officer appointed under the authority of this Act, shall be guilty of a wilful breach of the rules prescribed in this Act, or any other rules that shall be passed by the Governor of Bombay in Council under the authority of it, or shall accept, or obtain or attempt to obtain from any person any property, gratuity or benefit as a consideration for doing or forbearing to do any official act, shall be liable to imprisonment for any term not exceeding two years or to fine, or both.

XI. Whoever, being an officer appointed under the authority of this Act, practises or attempts to practise any fraud for the purpose of injuring the customs revenue, or abets or connives at any such fraud, or at any attempt to practise any such fraud, shall be liable to imprisonment for any term not exceeding two years, or to fine or both.

XII. In all cases in which under this Act, goods are liable to confiscation, and in all cases in which under this Act, any person in charge of, or owning a vessel, or landing or shipping goods,

or passing them through the custom house, is liable to a penalty, a commissioner or collector of customs may adjudicate such confiscation or such penalty; or the same may be adjudged by a deputy or by an assistant collector of customs being a Justice of the Peace: provided, that the power to adjudicate confiscation shall not extend as regards a deputy collector to goods beyond the value of rupees one thousand, nor as regards an assistant collector to goods beyond the value of rupees one hundred, nor shall any deputy collector impose any fine beyond the amount of rupees fifty, nor any assistant collector beyond the amount of rupees ten; and all cases adjudicated by a deputy or assistant collector shall be liable to revision by a collector of customs on appeal.

XIII. In case any goods, ship, vessel, boat, cart, vehicle, or other article shall be seized as forfeited, or detained as under-valued under this Act, the adjudicating officer may order the same to be restored in such manner and on such terms and conditions as he thinks fit to direct; and if the proprietor of the same accepts such terms and conditions, he shall not have or maintain any action for recompense or damage on account of such seizure or detention, and the adjudicating officer shall not proceed to condemnation.

XIV. Any collector of customs or other officer, who is authorized to adjudicate customs cases, if he shall decide that a seizure of goods made under the authority of this Act was vexatious and unnecessary, may adjudge damages to be paid to the proprietor by the customs officer who made such a vexatious seizure, beside ordering the immediate release of the goods; and if the proprietor accepts such damages no action shall thereafter lie against the officer of customs, in any court of justice, on account of such seizure; and if such adjudicating officer shall decide that the seizure was warranted, but shall deem that the penalty of confiscation is unduly severe, he may mitigate the same by levying on the goods so seized as aforesaid, any portion of the market value of such goods not less than one-tenth of such value; and if the said officer adjudges confiscation or any penalty in mitigation of confiscation, he may order that from the sale of the goods, or from the proceeds of any penalty inflicted in mitigation of confiscation, a proportion not exceeding, in all cases of seizure except seizures of salt or tobacco, one-half of the sum remaining after payment of all Government demands shall be distributed in rewards amongst such officers as he deems entitled thereto, and in such proportion as he directs to each respectively: but in awarding rewards for the seizure of confiscated salt or tobacco, he may award one-half of the proceeds of sale, without making any deduction on account of Government demands.

XV. All penalties under this Act, except those specified in any judicial award of the collector or other adjudicating officer, as provided for in Section XIII. of this Act, shall be adjudged and determined by the officiating magistrate of the place where the offence shall have been committed; and any collector being a justice of the peace, or deputy or assistant collector authorized in such behalf by his superior and being a justice of peace, may take informations and depositions on oath or solemn affirmation or declaration touching any matters involving a breach of any of the provisions of this Act, and of

taken in the presence of the party or parties charged with such breach, the same shall be received in evidence by such magistrate in the like manner and to the same extent as if taken before him, and shall be deemed sufficient for him to adjudicate thereon: but nothing herein contained shall prevent such magistrate from taking any information or deposition afresh, or from taking other and further depositions in the matter, if he think fit.

XVI. If any person in charge of, or owning a vessel shall have become liable to any fine on account of any act or omission relating to the customs, the collector of customs, subject to the orders of the Governor of Bombay in Council, may refuse port clearance to such vessel until the fine is discharged; and in like manner if any person passing goods through the custom house, shall have become liable to any fine, the collector of customs may detain such goods until the fine is discharged.

XVII. No person shall act as an agent for transacting business in the custom house in the port of Bombay which shall relate to the entrance or clearance of any ship, goods, or baggage, unless authorized so to do by licence of the collector of customs, who may require a bond to be given by every person to whom such licence shall be granted, with sufficient securities, in any sum not exceeding five thousand rupees for the faithful and incorrupt behaviour of such person as regards the custom house regulations and its officers; and every person who shall act as such agent not being so licensed shall, for every such offence, be liable to a fine not exceeding the sum of five hundred rupees. Provided always, that nothing herein contained shall extend to forbid the clerk or servant, or known accredited agent of any person, or of any mercantile firm, from transacting business at the custom house on account of such person or firm without licence.

XVIII. Duties of customs shall be levied on goods imported by sea from any port not subject to the Government of the East India Company, or from Aden, or any port in the Straits of Malacca, the Tenasserim Provinces, or the Province of Arracan, into any place in the territories subordinate to the Government of the Presidency of Bombay according to the rates specified in Schedule A. annexed to this Act, and with the exceptions specified therein; and the said Schedule shall be taken to be a part of this Act.

XIX. Duties of customs shall be levied upon goods the produce or manufacture of India exported by sea to any port situated beyond the territories subject to the Government of the East India Company, or to Aden, or to any port in the Straits of Malacca, the Tenasserim Provinces, or the Province of Arracan, from any port of the Bombay Presidency, according to the rates specified in Schedule B. annexed to this Act, with the exceptions therein specified; and the said Schedule with the notes attached thereto, shall be taken to be a part of this Act: Provided always that the ships of any European nation having Firmans privileges in the port of Surat, shall not be subject to further duties of import or export than may be prescribed by their Firmans respectively, any thing in the Schedules or in this Act notwithstanding.

XX. Spirits exported from any port subject to the Government of the East India Company,

and imported at any other port subordinate to the Government of Bombay shall be liable on importation to the same rate of duty as may be fixed on spirit of country manufacture by Schedule A. annexed to this Act, or by any future enactment. Provided always that if the said spirit be accompanied by a document signed by competent authority, certifying that a duty, whether of customs or otherwise, has been paid on the said spirit to the East India Company, credit shall be allowed for the sum so paid in settling the customs at the port of import; and if such sum equal or exceed the full amount of customs leviable on spirits of country manufacture under Schedule A. aforesaid, or any future enactment, then the spirit on which such duty has been paid shall be admitted to free entry.

XXI. The Governor in Council may direct that an anchorage toll shall be levied at any port or ports within the Bombay Presidency on all vessels arriving from any other port or ports which may be specified by the said Governor in Council, and such anchorage toll shall be levied at such port or ports on every such vessel on each arrival of such vessel at the rates specified in Schedule C. annexed to this Act: and the said Schedule shall be taken to be part of this Act.

XXII. No goods entered in either of the Schedules of this Act, as liable to duty, shall be exempted from the payment of such duty or of any part thereof, except under special order from the Governor of Bombay in Council, and the collector of customs shall detain all goods subject to duty under this Act until such duty shall have been duly paid according to the rules herein provided: Provided always, that the collector of customs, or other officer in charge of a custom house, may at his discretion pass free of duty any passenger's personal baggage in actual use, and if any person shall apply to have goods passed as such baggage, the collector, acting under the orders of Government, shall determine whether they be passenger's personal baggage in actual use, or goods subject to duty under the provisions of this Act.

XXIII. On application by the exporter of any salt that has paid the excise duty, as established by law, a certificate shall be granted by the collector of customs at the place of export, under authority of which certificate the quantity of salt specified therein may be landed at any other port of the said Presidency of Bombay, and passed from such port into the interior of the country without the levy of any further duty either of excise or of customs.

XXIV. The Governor of Bombay in Council, from time to time by notice in the official Gazette of that Presidency, may fix a value for any article, or number of articles, liable to duty upon their value, and the value so fixed for such articles shall, till altered by a similar notice, be taken to be the value of such articles for the purpose of levying duty on the same.

XXV. When goods liable to duty for which a value has been fixed by such notice or for which a fixed duty has been declared by the Schedules annexed to this Act, are brought to any custom house in the Bombay Presidency in a damaged state, and such damage is declared previous to the assessment of customs on such goods, the collector of customs may make an abatement of customs in proportion to the damage received; and, in estimating such damage, he shall be guided by such rules as the Governor of Bombay in

Council may from time to time determine and notify; but if the value of the goods be not deteriorated more than one-fifth part thereof no abatement of customs shall be allowed.

XXVI. When goods liable to duty, for which a value has not been fixed by such a notice as is above directed, or for which a fixed duty has not been declared by the Schedules annexed to this Act, are brought to any custom house in the Presidency of Bombay for the purpose of being passed for importation or exportation, the duty leviable on such goods shall be levied according to the market value of such goods at the place and time of importation or exportation as the case may be.

XXVII. No goods shall be allowed to be passed through the custom house until a written application, according to a form to be prescribed by the collector of customs, shall have been made by the owner, consignee, exporter, importer, or the agent for any of such persons respectively, for permission to pass such goods through the custom house; and such application shall contain a true description of such goods, with the marks, numbers and description of the packages containing the same, and a declaration of their value, and shall set forth the name of the ship in which the goods have been imported, or are to be exported, the name of the master of the said ship, the colors under which the said ship sails, and the country in which the goods were produced. If any goods shall be passed through the custom house, or attempted to be removed therefrom without such an application in writing as is above described, they shall be liable to be seized and confiscated.

XXVIII. The market value for assessment of duties on the goods indicated in Section XXVI. shall be that declared in the application to be made, as aforesaid. Provided always, that the value so declared be admitted by the collector or by the officer appointed to appraise goods at the custom house; but if the value of the whole or any part of the goods entered in the declaration aforesaid shall seem to the collector to be understated in such declaration, he shall have power to take the goods, or any part thereof as purchased for the Government at the price so declared; and whenever the collector of customs shall so take goods for the Government, payment thereof shall be made to the consignee, importer or exporter within one month from the date of the declaration; if the goods be imported goods, the amount of import duty leviable thereon shall be first deducted, and if the goods be intended for exportation, the entire value as declared, shall be paid without deduction on account of customs duty: and the collector shall sell the goods so taken on account of Government; and, if they shall realize on sale a sum exceeding all charges incurred on them by Government, a proportion not more than one-half of the excess shall, at the discretion of the collector, be payable to the officer who reported the undervaluation of the goods, who shall in like manner be liable to pay one-half of the net loss that may accrue on the sale of the said goods.

XXIX. And whereas under Section XXIV. of this Act, it may be found expedient to fix the dutiable value of certain goods at the rates shewn by their invoice, when it shall appear to the officer of customs appointed to appraise goods at the custom house that any goods are undervalued in an invoice presented for the purpose of assessing customs, he shall report the same to the collector of customs, who shall call upon the

Importer or Exporter to declare the market value of the goods in question, and if the value so declared shall appear to the Collector insufficient, he may take such goods for Government at the value so declared, and dispose of them as empowered by Section XXVIII. of this Act.

XXX. Upon any goods liable to duty that may be passed through the custom house for shipment, the application for which shall be presented after port clearance shall have been taken out, double of the prescribed duty shall, in all cases, be levied, and if the goods (always excepting treasure and opium) be free, or have already paid import duty, or have been imported free under certificate, five per cent. upon the market value shall be levied thereon, or if the same be imported goods entitled to drawback, the drawback shall be forfeited, but no separate duty shall be levied on drawback goods.

XXXI. When a vessel having cleared out for any port, shall put back from stress of weather, or it shall from any damage, or from other cause be necessary that the cargo of a vessel that has cleared out shall be unshipped or relanded, a customs officer shall be sent to watch the vessel, and take charge of the cargo during such re-lading or removal from on board; and the goods on board such vessel shall not be allowed to be transhipped or re-exported free of duty by reason of the previous settlement of duty at the time of first export unless the goods shall be lodged in such place as shall be allowed by the collector of customs, and shall remain while on land or while on board of any other vessel under special charge of the officers of customs until the time of re-export, and all charges attending such custody shall be borne by the exporter. Provided however, that in all cases of return to port after port clearance on account of damage or for stress of weather, the owner or master may enter the vessel and land the cargo under the rules for the importation of goods, and the export duty shall in that case be refunded, and the amount paid in drawback be reclaimed; and if goods on account of which drawback has been paid, be not found on board the vessel, the Master shall be liable to a fine not exceeding the entire value thereof, unless he accounts for them to the satisfaction of the collector of customs.

XXXII. When goods shall be relanded before the lading of any vessel is complete, and before port clearance has been granted, the duty levied upon such goods shall be returned to the exporter, but no refund shall be made of duty paid on the export of any goods after port clearance shall have been granted for the vessel on which the goods are exported, unless the vessel shall have put back for stress of weather or for damage, and the goods shall have been relanded under the rule contained in Section XXXI.

XXXIII. Goods exported in the same vessel on which they were imported, if manifested for re-export, shall not be subject to import or export duty; and, if any goods brought to any port in any vessel be transhipped in such port, they shall in all cases be subject to the same duty as if they had been landed and passed through the custom house for re-exportation in the vessel into which they may be transhipped.

XXXIV. No duty of customs which shall have been charged and paid, and of which repayment is claimed in consequence of the same having been charged or paid under an erroneous construction of law or from other error, shall be

returned unless such claim is made within two years from the date of such payment.

XXXV. With the sanction of the Governor of Bombay in Council, seven-eighths of the customs levied on imports may be repaid as drawback upon the re-export by sea of goods which can be identified to the satisfaction of the collector of customs as having previously paid customs duties on import at the same port; provided that such re-export be made within two years of the date of import by the custom house register, and the drawback be claimed at the time of re-export; but no drawback shall be claimable under this Act on any re-export of opium or salt, or of goods destined for any port in the territories subject to the Government of the East India Company, except Aden, and ports in the Straits of Malacca, the Tenasserim Provinces, and the Province of Aracan.

XXXVI. Every person who shall counterfeit or falsify, or wilfully use when counterfeited or falsified, any invoice, entry, cocket, or other document for the purpose of clearing, or having customs duties assessed on, any goods, shall be liable to a fine not exceeding one thousand rupees.

XXXVII. If any certificate, manifest, bill, or other custom house documents be lost by any person to whom they may have been issued by the custom house authorities, the collector of customs, on being satisfied that no fraud has been committed, or was intended, may grant a duplicate of such lost document upon payment of a fee of not less than one rupee, nor exceeding ten rupees; and further the collector may authorize any amendment to be made in any import or export application; but, if such amendment be required after such application is entered and recorded in the custom house books, then upon payment of a like fee for any document so entered.

XXXVIII. The master of every vessel on arrival at the port of Bombay shall, on being required by any customs officer who may proceed on board, enter in a printed form with which such officer will be furnished, the information therein required, which shall include the vessel's name and the country to which she belongs, the name of the captain or sailing master, the port from whence she began her voyage, and the date of departure therefrom, also the names of any ports at which she touched during her voyage, and of any vessels she may have spoken, and a list of her passengers; and any master of any vessel who shall refuse to enter such information, or delay to do so for more than two hours after delivery to him of the printed form aforesaid, or wilfully make any false statement in filling up the same, shall be liable to a fine not exceeding five hundred rupees.

XXXIX. On the arrival of any ship, boat, or other vessel at the port of Bombay, the master or commander thereof shall, within twelve hours after he shall have anchored, report to the collector of customs the quantity of gunpowder which he has on board, and all such gunpowder in excess of five seers, unless a greater quantity shall be authorized by Government to be retained on board any vessel, shall be delivered by him in charge of such person as shall be named in an order to be furnished to him for such purpose by a proper officer of Government, and on his failure to make such report, or deliver such excess, he shall be liable to a fine not exceeding five hundred rupees.

XL. When any vessel shall arrive in any port of the Presidency of Bombay, the master shall

deliver a certificate of registry of such vessel if registered as a British vessel under Act of Parliament, or if registered under Acts of the Government of India No. X. of 1841, or No. XI. of 1850 a certificate of registry as required by such Acts, or if not registered under either of the said Acts then the pass or sea letter under which the vessel may have sailed, to the first person duly empowered to receive such certificate of registry or pass, who comes on board; and if no such person comes on board before the anchor is dropped, then such certificate or pass shall be forwarded to the collector of customs or other principal officer of customs on the spot by the first boat that leaves the vessel after dropping anchor; and, if the port be up a river, or at a distance from the land first made, no inward bound vessel, except such country craft as are described in Section LIX. of this Act, shall pass beyond such place in such river or adjoining such port as shall be from time to time appointed by the Governor of Bombay in Council, by an order published in the Government Gazette of the Presidency, until the master shall have forwarded in such manner as may be so ordered by the said Governor, a certificate of registry or pass, and the master of such vessel arriving as aforesaid, shall deliver in duplicate, at the same time and in like manner as he is hereinbefore directed to deliver a certificate of the registry of the vessel, a true manifest of the cargo on board; and if there be no cargo, then a blank manifest made out according to such form as may be prescribed by the collector of customs; and the wilful breach or neglect of any of the provisions of this Section shall subject the master to a fine not exceeding one thousand rupees.

XLI. If the manifest so delivered by the master shall not contain a full and true specification of all the goods imported in the vessel, the said master shall be liable to a fine not exceeding rupees one thousand, and any goods or packages in excess of the manifest so delivered, or differing in quality or kind, or in marks and numbers, from the specification contained therein, that are found on board, or are found after being fraudulently removed from the vessel, shall be liable to be seized by any officer of customs and confiscated, or to be charged with such increased duties not exceeding the value of such goods or packages as may be determined by the collector of customs.

XLII. If any inward bound vessel shall remain outside or below the place that may be fixed by the Governor in Council for the first delivery of manifests, the master shall deliver a manifest as hereinbefore prescribed, to the first person duly empowered to receive such manifest who comes on board, and the master of any vessel entering a port for which there is a custom house established, and being at anchor therein for twenty-four hours, who shall refuse or neglect to deliver the said manifest within that time in the manner above prescribed, shall, for such refusal or neglect, be liable to a fine not exceeding rupees one thousand; and no entry or port clearance shall be given for such vessel until the fine is paid.

XLIII. No vessel shall be entitled to inward entry, or be allowed to break bulk, until a manifest in duplicate, as required by this Act, shall have been received by the collector of customs, nor until orders have been given by the said collector for the discharge of the cargo; and the said collector may further refuse to give such order, if

he shall see fit, until any port clearance, cocket or other papers known to be granted at the places from which the vessel is stated to have come, shall likewise be delivered to him.

XLIV. No vessel shall be entitled to entry outwards, or to take on board any part of her export cargo, until a written application for such purpose shall have been made by the master of such vessel to the collector of customs, nor until an order shall have been given by the said collector for shipping export cargo, and in the written application to be made as aforesaid, the name, tonnage, and nation of the vessel shall be described, as also the name of the master, and the name or names of the place or places for which she is bound.

XLV. If in the application prescribed by the preceding Section of this Act, a vessel be described to be bound to any port or ports within the territories of the East India Company, then the collector of customs, or, in his absence, his deputy or assistant, may refuse a port clearance to such vessel until the master or commander thereof shall have given a joint bond together with the owner or the consignee of the said vessel, or some other party approved by the collector of customs, or in his absence by his deputy or assistant, by which such parties or one of them shall be bound to produce to the collector of customs a certificate from the officer in charge of the port to which such vessel is said to be bound, of her arrival at such port within a fair and reasonable time to be prescribed by the collector in each case, and in failure of producing such certificate, or showing sufficient reason for its non-production, the parties to the bond aforesaid shall be jointly and severally bound to pay a penal sum equal to double the amount of customs which would have been chargeable on the export cargo of the said vessel had she been declared bound to a port beyond the territories of the East India Company.

XLVI. No goods shall be allowed to leave any vessel or to be put on board thereof, until entry of the vessel shall have been duly made in the custom house of the port, and until order shall have been given for discharge or shipment of the cargo thereof as above provided, and it shall be the duty of every customs officer to seize as contraband any goods which have been removed from or put on board of any vessel in contravention of the above provision; and the master of any vessel who shall permit or neglect to take measures for preventing the landing or shipping of any goods in contravention of the above provisions, shall be liable to a fine not exceeding five hundred rupees.

XLVII. After entry of the vessel at the custom house in due form as above prescribed, such part of the cargo as may not be declared for re-exportation in the same vessel, shall be landed, and export cargo shall be laden on board according to the forms and rules that may be prescribed for the port by this Act, or by order of the Governor of Bombay in Council; and if an attempt be made to land or put on board goods or merchandise in contravention of the forms and rules so prescribed, the goods shall be liable to seizure and confiscation.

XLVIII. If goods entered in the manifest of a vessel shall not be found on board that vessel, or if the quantity found be short, and the deficiency be not duly accounted for, or if goods sent out of the vessel be not landed at the custom house,

or at such other place as the collector of customs shall have prescribed, the master shall be liable to a penalty not exceeding five hundred rupees for every missing or deficient package of unknown value, and to a penalty equal to twice the amount of duty chargeable on the goods deficient and unaccounted for, if the duty can be ascertained, and if they be not subject to duty, then to a penalty equal to five per cent. on the value of such deficient goods. Provided always that nothing herein contained shall be construed to prevent the collector of customs from permitting, at his discretion, the master of any vessel to amend obvious and unintentional errors, or to supply omissions from accident or inadvertence, by furnishing an amended or supplemental manifest.

XLIX. Every master of a vessel who shall remove from such vessel or put on board thereof any goods, or cause or suffer any goods to be removed from thence, or put on board thereof between sunset and sunrise, or on any day when the custom house is closed for business, without leave in writing obtained from the collector of customs, shall be both to a fine not exceeding five hundred rupees.

L. When goods shall be sent from on board of any vessel for the purpose of being landed and passed for importation, there shall be sent with each boat load, or other separate despatch, a boat note specifying the number of packages and the marks and numbers, or other description thereof, and such boat note shall be signed by an officer of the vessel; and if the vessel have a customs officer on board, the boat note must be signed by such officer as well as by an officer of the vessel; and, if any imported goods be found in a boat proceeding to land from such a vessel without a boat note as above provided, or if being accompanied by such boat note they be found out of the proper track between the ship and the proper place of landing, the boat containing such goods may be detained by any officer of customs duly authorized by the collector; and, unless the cause of deviation be explained to the satisfaction of the collector of customs, the goods shall be liable to seizure and confiscation.

LI. Except in special cases sanctioned by the collector of customs, twenty days, exclusive of Sundays and holidays, shall be allowed for the discharge of the import cargo of vessels not exceeding six hundred tons' burthen, and thirty days for vessels exceeding that burthen; and the said periods shall be calculated from the date on which the vessel was admitted to entry inward; and if any goods remain on board after the periods above fixed, the collector may order the same to be landed and warehoused, for the security of the duties chargeable thereon, and of any freight and primage and other demands that may be due thereon, giving his receipt to the master for the goods so warehoused; but the collector or other officer in charge of the custom house, with the consent of the master of the vessel, may cause any packages to be brought on shore and to be deposited in the Government warehouses, although the periods above fixed have not expired.

LII. No vessel shall depart from any port of the Presidency of Bombay without a port clearance being granted by the collector of customs or other proper officer duly authorized by the Governor of Bombay in Council to grant the same, and application shall be made for such port clearance, at least twenty-four hours before the intended departure of the vessel; and no

such port clearance shall be granted to any square-rigged vessel sailing from the port of Bombay until the following documents shall have been produced to the collector of customs or other officer:

1st. The certificate of registry of the vessel if registered a British vessel under Act of Parliament, or if registered under the Acts of the Government of India No. X. of 1841, or XI. of 1850, a certificate of registry as required by such Acts, or if not registered under either of the aforesaid Acts, then the pass or sea letter under which the vessel shall be sailing.

2nd. A certificate from the senior magistrate of Police that there is no objection in his department to a port clearance being granted to the vessel.

3rd. A like certificate from the Indian naval store-keeper of all demands as regards his office on the vessel having been satisfied.

4th. A like certificate from the marine pay-master.

5th. A like certificate from the registrar of shipping.

6th. A list of the crew and (if any) of the passengers; but if none, then a declaration of the master to such effect.

Provided always that it shall be lawful for the Governor of Bombay in Council in any cases of necessity or special emergency, to authorize the granting of such port clearance without the production of any one or more of the documents herein before enumerated, and on such terms and conditions as he may think fit.

LIII. The master of every vessel leaving any port in the Bombay Presidency shall, at the time of applying as above prescribed for a port clearance, deliver to the collector of customs or other principal customs officer of such port in duplicate a true manifest of the cargo on board, and if there be no cargo, then a blank manifest made out according to such form as may be prescribed by the collector of customs; and if such manifest so delivered shall not contain a full and true specification of all goods to be exported in the vessel, the said master shall be liable to a fine not exceeding one thousand rupees; and any goods or packages found on board in excess of the manifest so delivered, or differing in quantity, or in kind, or in marks, or in numbers, from the specification contained therein, shall be liable to be seized by any customs officer and confiscated, or charged with such increased duties not exceeding the value of such goods or packages as may be determined by the collector of customs.

LIV. If any goods shall be taken on board of any vessel after port clearance, it shall be incumbent on the master of such vessel to amend the export manifest of such vessel in presence of the collector of customs, unless a special permission be granted by that officer; and the master of any vessel who may contravene the provisions of this Section, shall be liable to a fine not exceeding one thousand rupees.

LV. If any vessel shall depart or attempt to depart without a port clearance as directed by this Act, the master shall be liable to a penalty not exceeding one thousand rupees, which may be recovered from the master, or any owner of the vessel.

LVI. No transhipment shall be made of any goods except under special order in writing from the collector of customs of the port; and an

officer of customs shall in all cases be deputed to superintend the removal of the goods from vessel to vessel; and, if any goods are transhipped or any attempt be made to tranship any goods without a special order as aforesaid, such goods shall be liable to confiscation.

LVII. The Governor of Bombay in Council may declare by public notice, in the Official Gazette of that Presidency, what places within the same shall be ports for the landing and shipment of merchandise, and any goods landed or attempted to be landed at any other port than such as shall be so declared, shall be seized and confiscated.

LVIII. There shall be in every port of the Bombay Presidency one or more places for the landing and shipment of goods, and goods shall not be landed or embarked at any other place without the special order in writing of the collector of customs for the port; and, if any goods be landed or embarked, or an attempt be made to land or embark any goods at any other than the said authorized places, without such order, they shall be seized and confiscated.

LIX. The Governor of Bombay in Council may establish rules for the anchorage of the coasting and country craft of the British territories, for the delivery of manifests of the cargo of such vessels, and for the landing of goods therefrom, and shipping and transhipping of goods therein; and whoever, being in charge of any such craft or being owner of the vessel or of any part of her cargo, shall knowingly contravene any such rule, shall be liable to a fine not exceeding one hundred rupees for each offence.

LX. Goods which shall be brought to be passed through the custom house either for importation or exportation by sea shall be liable to confiscation if the packages in which the same may be contained shall be found not to correspond with the description of them given in the application for passing them through the custom house, or if the contents thereof be found not to have been correctly described in regard to sort, quality or quantity, or if in or among the packages any goods not stated in the application be found concealed in or mixed up with the specified goods.

LXI. Any exported goods which shall be found in the harbour, or any imported goods which shall be found on the wharf, of any port under the Bombay Presidency, shall be liable to confiscation, unless the owner, consignee, or other parties interested in the said goods, shall prove in the case of exported goods that they have been duly passed through the custom house, or, in the case of imported goods, that they have been landed according to the rules prescribed by this Act, preparatory to their being so passed.

LXII. The Governor of Bombay in Council, by an order in Council, may fix and from time to time alter rates of rent to be charged on goods placed in the Government warehouses, or which may be, beyond such period as may be determined by the Governor in Council, lying on the custom house wharf or other authorized landing places.

LXIII. The unshipping, carrying, shipping and landing of all goods, and the bringing of the same to the proper place for examination or for weighment, and the putting the same into and out of the scales, shall be performed by or at the expense of the importer or exporter of such goods.

LXIV. The collector of customs, whenever he shall see fit, may require that goods brought by sea, and stowed in bulk, shall be weighed or measured on board ship before being sent to land, and may levy duty according to the result of such weighing or measurement.

LXV. The Governor of Bombay in Council, from time to time, may issue such rules as appear to him expedient for landing or shipping passenger's baggage, and passing the same through the custom house, and also for landing, shipping and clearing parcels forwarded by Her Majesty's or the East India Company's mails, or by other regular packets and passenger vessels; and when any baggage or parcels are made over to the custom house officer, for the purpose of being landed, a fee of such amount as the Governor of Bombay in Council may from time to time direct shall be chargeable thereon, as compensation for the expense and trouble incurred in landing and depositing the same in the custom house.

LXVI. If any person, after goods have been landed and before they have been passed through the custom house, removes or attempts to remove them with the intention of defrauding the revenue, the goods shall be liable to confiscation, unless it shall be proved, to the satisfaction of the collector of customs, that the removal was not sanctioned by the owner or by any person having an interest in or power over the goods; on such proof, the goods shall not be liable to confiscation, but the party or parties so removing or attempting to remove the goods, shall be liable to a fine not exceeding the value of the said goods.

LXVII. In case of any goods landed from any vessel not being claimed and cleared from the custom house within three months from the date of entry of the ship in which such goods were imported, the collector, after publication of a description of the same in the Government Gazette, may sell the same on account of the duties and other charges due thereon; and the balance remaining after deducting the said duties and charges shall be held in deposit and paid to the owner on application; provided that such application be made within two years of the sale of the goods, or good reason be shewn why such application has not been so made.

LXVIII. If the Governor of Bombay in Council shall see fit for the security of customs at any port to maintain special establishments of boats for landing and shipping merchandise, or to license and register the cargo boats plying in any ports, then, after due notification thereof, no person shall convey goods to or from any vessel in such port otherwise than in the boats so authorized and prescribed, except under special permit from the collector of customs at the port: and any goods found on board of other boats than those so authorized for the port, shall be liable to be seized by any officer of customs and shall be liable to confiscation; and the tindal or owner of any such boat shall be liable to a fine not exceeding fifty rupees for each offence.

LXIX. When the Governor of Bombay in Council shall see fit to maintain at any port an establishment of officers to be sent on board of vessels to watch their unloading and lading, then, after due notification shall have been given that such establishment is so maintained at any port, the collector of customs at that port shall have power at his discretion to send one or more officers of such establishment to remain on board of any vessel in such port by night and by day until

the vessel shall leave the port, or it shall be otherwise ordered by the collector.

LXX. Any master of such vessel at such port, who shall refuse to receive an officer so deputed with one servant on board, or who shall not afford such officer and servant suitable shelter and accommodation while on board, and likewise furnish them with a due allowance of fresh water if necessary, and with the means of cooking on board, shall be liable to a fine not exceeding one hundred rupees for each day during which such officer and servant continue on board, and shall not be received and provided with suitable shelter and accommodation.

LXXI. If application be made to the collector for an extension of the period allowed in Section LI. of this Act for the discharge of the import cargo of any vessel on board of which a custom house officer shall have been placed, and the collector may see fit to grant any such extension, the master of such vessel shall be charged with the wages of such officer and other expenses, for such period as such officer may be detained on board beyond the period fixed by Section LI. of this Act.

LXXII. If any officer shall be placed on board for the purpose of superintending the lading of any vessel, and the unlading and lading of such vessel be continuous, then a period of twenty days shall be allowed for taking in export cargo; and the said period shall be calculated from the termination of the period allowed for discharging cargo by Section LI. of this Act; and the master thereof shall be charged for the wages and expenses of the customs officer on board after the expiration of such additional period. But, if the unlading and lading of any vessel be not continuous, and a customs officer is appointed to superintend the lading thereof, then the period of thirty days shall be allowed from the date of entry of the vessel outwards, and the master of the vessel shall be charged for the wages and expenses of the customs officer on board after the expiration of that period.

LXXIII. When the unlading and lading of any vessel is not continuous, the customs officer shall be removed from on board such vessel so soon as the import cargo has been fully discharged, and shall be replaced on board such vessel on the entry outwards of such vessel; and the master of any such vessel who, before a customs officer has again been placed in such vessel, shall put on board or cause or suffer to be put on board of such vessel, any goods whatever, shall be punished with a fine not exceeding one thousand rupees, and the goods shall be liable to be re-landed for examination at the expense of the shippers, upon requisition to that effect from the collector of customs.

LXXIV. Whenever a collector of customs shall see cause to direct that any vessel shall be searched, he shall issue his warrant or written order for such search, addressed to any officer under his authority; and upon production of such order, the officer bearing it may require any cabins, lockers, or bulk heads, to be opened in his presence, and if they be not opened upon his requisition, may break the same open; and any goods found concealed and not duly accounted for to the satisfaction of the collector of customs shall be liable to seizure and confiscation; and any master or person in charge of a vessel who shall resist such officer, or refuse to allow the vessel to be searched when so ordered by the col-

lector of customs, shall be liable for every such offence to a fine not exceeding one thousand rupees.

LXXV. If any officer of customs shall see cause to search any person on board, or who shall have landed from any vessel, or any person passing or having passed through the custom house or any custom station, such person, before being searched, may require such officer to take him before the collector or a justice of the peace, who shall determine whether there is reasonable ground to suppose that such person has any uncustomed or prohibited goods on his person; and if such collector or justice shall think there is reasonable ground for such supposition, then he shall direct such person to be searched in such manner as he shall think fit, otherwise he shall forthwith discharge such person; but no female shall be searched otherwise than privately, or by any other person than a female duly authorized by such collector or justice; and any officer who shall not take such person with reasonable despatch before such collector or justice when so required, or who shall require any person to be searched without having reasonable ground to suppose that he has uncustomed or prohibited goods on his person, or who shall cause any female to be unlawfully searched, shall be liable to forfeit and pay a sum not exceeding one hundred rupees; and if any person suspected of having any uncustomed or prohibited goods on his person, or in his possession, shall, on being questioned by any officer of customs in regard thereto, deny the same, and any such goods shall after such denial be found on his person, or in his possession, such goods shall be seized and confiscated, and such person shall forfeit double the value of such goods in addition to the goods confiscated.

LXXVI. Any officer of customs acting under the warrant of any commissioner or collector of customs, may take a constable and a sufficient number of peons (who shall, on the requisition of the collector for such purpose be furnished by the superintendent of police in Bombay or the proper police authority in any zillah) and between sunrise and sunset may enter into and search any house, shop, cellar, warehouse, room, or other place, and in case of resistance may break open doors, chests, trunks and other packages, and may seize and bring thence any uncustomed or prohibited goods, and put and secure the same in the custom house warehouse in the port next to the place whence such goods shall be so taken as aforesaid; and such goods shall be liable to confiscation; provided always that no commissioner or collector of customs shall issue any such search warrant except upon information on oath or solemn declaration formally laid before him.

LXXVII. No cargo boat laden with goods intended for exportation by sea shall make fast to, or lie alongside of any vessel on board of which there shall be a customs officer stationed, unless there shall be onboard the boat, or have been received by the said customs officer, a custom house permit or order for the shipment of the goods, and the goods on board of any boat that may so be alongside, or be made fast to a vessel, and not covered by a custom house pass accompanying them, or previously received by the customs officers on board the said vessel, shall be liable to seizure and confiscation.

LXXVIII. All fines, for the recovery of which no special provision is herein before made, may be recovered, on conviction of the offender, before

a magistrate or other person competent to adjudicate on the offences, and payment thereof may be enforced under Act II. of 1839.

SCHEDULE A.

Rates of duty to be charged on goods imported by sea into any port of the Presidency of Bombay from any port or place not subject to the Government of the East India Company, or from Aden, or from any port or place in the Straits of Malacca, the Tenasserim Provinces and the Province of Arracan.

Nos.	Enumeration of Goods.	The produce or manufacture of	
		The United Kingdom or any British possession.	Any other place.
		Rate of duty on the value.	Rate of duty on the value.
1	Bullion and Coin,	Free.	
2	Precious Stones and Pearls,	Ditto.	
3	Grain and Pulse,	Ditto	
4	Horses and other living Animals,	Ditto	
5	Ice,	Ditto.	
6	Coal Coke Bricks, Chalk and Stones, (marbles and wrought stones excepted,)	Ditto.*	
7	Cotton Wool, 9 annas per Indian Maund.		
8	All Machinery imported into India for improvement of the communications and for development of the commercial resources of the country,	Ditto.	
9	Opium covered by a Pass,	Free.	
10	Opium not covered by a Pass,	2½ rupees per Seer of 80 Tolabs.	
11	Books,	Free, . . . 3 per Cent	
12	Marine Stores,	5 per Cent. 10 per Cent.	
13	Metals, wrought or un-wrought,	5 per Cent. 10 per Cent.	
14	Woollens,	5 per Cent. 10 per Cent.	
15	Cotton and Silk Piece Goods, and all manufactures of Cotton and Silk (except Thread, Twist and Yarn), or of Cotton or Silk mixed with any other materials,	5 per Cent. 10 per Cent.	
16	Cotton Thread, Twist and Yarn,	3½ per Cent. 10 per Cent.	
17	Porter, Ale, Beer, Cyder, and other similar fermented Liquors,	5 per Cent.	
18	Salt not covered by a Pass,	12 annas per Indian Maund.	
19	Alum,	10 per Cent.	
20	Camphor,	10 ditto.	
21	Cassia,	10 ditto.	
22	Cloves,	10 ditto.	
23	Coffee,	7½ ditto.	
24	Coral,	10 ditto.	
25	Nutmegs and Mace,	10 ditto.	
26	Pepper,	10 ditto.	
27	Ratans,	7½ ditto.	
28	Tea,	10 ditto.	
29	Vermillion,	10 ditto.	
30	Wines and Liqueurs,	1 Rupee per Gallon.	

31	Spirits, of European and Foreign manufacture at or below London proof,	1 Rupee 8 annas per Gallon.
32	Spirits, of country manufacture including Ceylon Arrack,	9 annas per gallon.

NOTE.—The duty on all Spirits shall be ratably increased as the strength exceeds London proof.

33	Tobacco and all preparations thereof when the market value does not exceed 30 Rupees per Indian Maund,	1 Rupee 8 annas per Indian Maund.
34	Ditto ditto ditto, when the market value exceeds Rs. 30 per Indian Maund,	5 per Cent. on the value.
35	Ditto ditto, on removal from Bond for consumption in the Island of Bombay,	7½ Rupees per Indian Maund.
36	All articles not included in the above enumeration,	5 per Cent. on the value.

SCHEDULE B.

Rates of Duty to be charged on goods exported by sea from any port or place in the Presidency of Bombay to any port or place not subject to the Government of the East India Company, or to Aden, or any port or place in the Straits of Malacca, the Tenasserim Provinces and the Province of Arracan.

Nos.	Enumeration of Goods.	Rate of Duty.
1	Bullion and Coin,	Free.
2	Precious Stones and Pearls,	Ditto.
3	Books, Maps and Drawings, printed in India,	Ditto.
4	Horses and living Animals,	Ditto.
5	Opium covered by a Pass,	Ditto.
6	Opium not covered by a Pass,	Prohibited.
7	Cotton Wool,	Free.
8	Sugar and Rum,	Ditto.
9	Salt having paid Excise duty as prescribed by Law,	Ditto.
10	Salt not covered by a Pass or Certificate of having paid Excise duty or Import Customs duty,	Prohibited.
11	Spirits,	9 annas per Gallon.
12	Tobacco and all preparations thereof,	1 Rupee 8 annas per Indian Maund of 80 Tolahs to the Seer.
13	All Articles produced or manufactured in the territories governed by the East India Company, and not enumerated or named above,	3 per Cent. on the value.
14	All Articles produced or manufactured in any foreign territory, uncovered by a certificate of having paid import duty,	3 per Cent. on the value.

SCHEDULE C.

ANCHORAGE TOLLS ON COUNTRY CRAFT.

Above	Candies. 10=100 not exceeding	Indian Maunds.	Candies. 20=200	Indian Maunds.	Rupees.	Annas.	Pie.
20	40	...	1	8	0	
40	60	...	2	0	0	
60	80	...	2	8	0	
80	100	...	3	0	0	
100	150	...	3	8	0	
150	200	...	4	0	0	
200	250	...	4	8	0	
250	300	...	5	0	0	
300	350	...	5	8	0	
350	400	...	6	0	0	

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

Fort William, Home Department, Legislative,
the 2nd January, 1852.

The following Act is passed by the Hon'ble the President of the Council of India in Council, on the 2nd January 1852, with the assent of the Most Noble the Governor General of India, which has been read and recorded.

Ordered that the Act be promulgated for general information.

Act No. II. of 1852.

An Act for the collection of Land Customs on certain Foreign Frontiers of the Presidency of Bombay.

Whereas it is expedient to provide for the collection of Land Customs on certain Foreign Frontiers, It is enacted as follows:

I. Duties of Customs shall be levied on Goods passing by land into or out of Foreign European Settlements, situated on the line of Coast within the limits of the Presidency of Bombay, at the rates prescribed in the Schedules of Act I. of 1852, at the ports of that Presidency.

II. The Governor of the Presidency of Bombay in Council may declare, by notice to be published in the official Gazette of that Presidency, that the Territory of any Native Chief, not subject to the jurisdiction of the Courts and Civil Authorities of that Presidency, shall be deemed to be Foreign Territory, and may declare Goods passing into, or out of such territory liable either to the duty fixed by the Schedules of Act I. of 1852 for Goods imported or exported at the ports of that Presidency, or to double the said duties as the Governor of Bombay in Council may think fit.

III. For the levy of duties of Customs as above provided on Goods exported by land to, or imported by land from, such Foreign Territories, Customs Stations may be established at such places as may be determined by the said Governor of Bombay in Council; and every Officer at every such Station shall have power to detain Goods passing into, or out of any such Foreign Territory, and to examine and ascertain the quantities and kinds thereof; and such Goods shall not be allowed to pass across the Frontier line out of or into the Territory of the East India Company, until the owner or person in charge thereof shall produce and deliver a certificate shewing that the Customs duty leviable thereupon has been paid.

IV. Any Officer of Sea Customs may receive money on account of Customs, and grant certificates of the payment thereof; and any such certificate, being delivered to any Station Officer, shall entitle the Goods therein mentioned to cross the Frontier into or out of the East India Company's Territories, provided that the goods correspond with the specification thereof contained in such certificates, and that the certificates shew the entire amount of duty leviable on those Goods to have been duly paid; and if upon examination the Goods brought to any Station be found not to correspond with the specification entered in the certificate presented with the same, the difference shall be noted on the face of the certificate, and if the payment of duty certified therein shall not cover the entire amount of duty leviable on the Goods, as ascertained at such examination, the

Goods shall be detained until further certificate for the difference shall be produced.

V. The said Governor of Bombay in Council shall appoint proper Officers to receive Customs duties on Goods crossing the land Frontier of the said Foreign Territories; and the Officers so appointed shall, on the receipt of money tendered as Customs duty, be bound to give any merchant or other person applying for the same a certificate of payment, and to enter therein the specification of Goods, with the values and description thereof, according to the statement furnished by the person so applying; provided only, that the proper duty leviable thereupon, according to the descriptions and values stated, be covered by the payment made.

VI. No certificate shall be received at any Station that shall bear date more than thirty days before the date when the Goods arrived at such Station; but any person, who has taken out a certificate from any authorized Receiver of Customs duties, shall be entitled, at any time within the said period of thirty days, on satisfying such Receiver that such certificate has not been used, and on delivering up the original, to receive a renewed certificate with a fresh date without further payment of duty.

VII. The said Governor of Bombay in Council may prescribe, by public notice in the official Gazette of the Presidency of Bombay, by what ways Goods shall be allowed to pass into or out of any such Foreign Territory, as is described in Sections I. and II. of this Act; and after such notice, Goods which may be brought to any Station established on other roads or passes than those so prescribed, shall, if provided with a certificate, be sent back; and if not provided with a certificate, shall be detained, and shall be liable to confiscation by the Collector of Customs, unless the person in charge thereof shall be able to satisfy the said Collector, that his carrying them by that road or pass was from ignorance or accident.

VIII. Goods unlawfully passed, or attempted to be passed unlawfully across any Frontier guarded by Stations, between sunset and sunrise, shall be seized and confiscated.

IX. Any Station Officer who shall permit Goods to pass across the Frontier, when not covered by a sufficient certificate, or who shall permit Goods to pass by any road or pass other than the prescribed ways, shall be liable, on conviction before a Magistrate, to imprisonment for any term not exceeding six months, and to a fine not exceeding five hundred Rupees, commutable, if not paid, to imprisonment for a further period of six months.

X. Any Station Officer who shall needlessly and vexatiously injure Goods under the pretence of examination, or in the course of his examination, or who shall wrongfully detain Goods for which there be produced a sufficient certificate, shall, on conviction before any Magistrate, be liable to imprisonment for any term not exceeding six months, and to a fine not exceeding five hundred Rupees, commutable, if not paid, to imprisonment for a further period of six months.

XI. All confiscations and penalties under this Act may be adjudicated by Officers competent to adjudicate like confiscations and penalties under Act I. of 1852, and such Officers shall be subject to the same liabilities and rules

in adjudicating such penalties and confiscations as they are subject to when adjudicating the like confiscations and penalties under the provisions of the aforesaid Act.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

*Fort William, Home Department, Legislative,
the 2nd January 1852.*

The following Extract from the Proceedings of the Hon'ble the President of the Council of India in Council in the Legislative branch of the Home Department under date the 2nd January is published for general information :

Read a second time the draft of a proposed Act, dated the 11th July 1851, and published in the *Calcutta Gazette* of the 16th July 1851 for summary suits for arrears of rent and sales of saleable tenures to be held within the judicial district in which the lands are situated.

Resolution.—The President in Council resolves that the following amended Draft on the subject be published for general information.

Act No. — or 1852.

For the trial of summary suits for arrears of rent, and for the sales of saleable tenures, within the judicial district in which the lands are situated.

Whereas by Regulation VIII. of 1831 of the Bengal Code the hearing and decision of summary suits or claims relating to arrears or exactions of rents were transferred from the Judges of the Zillah or City Courts to the Collectors of the several Districts; and whereas, by Regulation VII. of 1832 of the Bengal Code, the superintendence of the sales of Putnee Talooks and other saleable tenures of the class specified in Clause 1, Section VIII. Regulation VIII. of 1819, was transferred to the Collector or Deputy Collector of Land Revenue, or Head Assistant to the Collector or Deputy Collector, subject to an appeal to the Commissioner of Revenue for the Division; and whereas by Act VIII. of 1835 the conduct of sales of Talooks or other saleable tenures in execution of summary decrees for rent, in conformity with Regulation VII. of 1799 of the same Code was transferred to the Collectors of Land Revenue; and whereas doubts have been entertained as to the District within which such summary suits or claims should be decided, and such sales made, by reason that the jurisdiction of the several Zillah and City Courts is not coextensive with the jurisdiction of the several Collectors of land Revenue, It is enacted as follows :

I. No order in any such summary suit, and no such sale made as aforesaid, which has not been questioned before a Court of competent judicature, before the passing of this Act, on the ground of having been decided or made by a Collector having no jurisdiction therein, shall be liable to be annulled or disputed on that ground.

II. Where the lands which are the subject of such summary suits or such sales as aforesaid are situate in a judicial district, other than that of the Collector or Deputy Collector who receives the Sudder Malgozaree of such lands, all such summary suits and sales as aforesaid shall be tried and decided or made by the Collector or Deputy Collector who has jurisdiction in the greater part

of the judicial district in which the lands are situated.

III. Where the lands which are the subject of such summary suits or such sales as aforesaid, are situate in a judicial district, which is divided into two or more Collectorate districts, all such summary suits and sales as aforesaid shall be tried and decided or made by the Collector or Deputy Collector who has jurisdiction in that part of the judicial district in which the lands are situated.

IV. Sections IX., XI., XIII., XV. and XVII. of Regulation VIII. of 1819 of the Bengal Code, shall be applicable to sales of under tenures under the provisions of Act VIII. of 1835.

Ordered that the Draft now read be reconsidered at the first meeting of the Legislative Council of India after the 2nd day of March next.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

F. Carbery, Bengal Military Orphan Press.



APPENDIX TO

The Calcutta Gazette.**Published by Authority.****WEDNESDAY, JANUARY 7, 1852.**

বঙ্গ ও এতদেশীয় অপর ভাবাতে নামাঙ্কিত যে সকল চিঠীর মালিকানের টিকারা নাহওয়াপ্যুক্ত
জিহট পোষ্ট আফিসে ইং ১৮৫১ সালের আপ্রিল মাহাতে যে সকল চিঠী রাখিত
হইয়াছে তাহার ফর্ম।

চিঠীর সংখ্যা	চিঠীর মালিকানের নাম	মালিকানের টিকানা	কৈকীয়ে
অর ১৮			
১	মৌলবী আলি বক্র	জিহট	
১	জোগী শা	এ	
১	লালজীরাম	এ	
১	আবদুল্লাহ	এ	
১	জয়গোবিন্দ বাহায়	এ	
১	বৈনেদ আলী খাঁ	এ	
১	ওয়ারিশ আলি	এ	
১	লক্ষ্মনরাম	এ	
১	রোশেন লাল	এ	
১	তেগ আলী খাঁ	এ	
১	মজুম লাল	এ	
১	মুরাদ আলি	এ	
১	গিরি ওর নারায়ণ	এ	
১	রাম দক্ষ সিংহ	এ	
১	কুতে আলি	এ	
১	রামধরাল	এ	
১	ওয়ারসিনি	এ	
১	জিউন লাল	এ	
১	মুর্গাপ্রসাদ	এ	
১	কোদাই লাল	এ	
১	নেহামৎ	এ	
১	কজল মিঝা	এ	
১	জহমজল সিংহ	এ	
১	বুলাকি	এ	
১	গোবিন্দপ্রসাদ	এ	
১	দীনা	এ	

ଚିଠୀର ନଂଖ୍ୟ	ଚିଠୀର ମାଲିକରେର ନାମ	ମାଲିକରେର ଟିକାରୀ	ଟିକିଯେ
ଲେଖ ୪୫			
୧	ମୁଜା ଆହସନ	ବିହଟ	
୧	ପରୁଣ	୩	
୧	କାତି ହୋଶେନ	୩	
୧	ଡେମରାଟ ସିନ୍ହ	୩	
୧	ମୋନହର ଲାଲ	୩	
୧	ଗୋଲାମ ହୋଶେନ ଥା	୩	
୧	କାନାଇ	୩	
୧	ଦୋଢାଇ ସିନ୍ହ	୩	
୧	ପ୍ରେମ ଶା	୩	
୧	ମୁରାଦ ଆଲି	୩	
୧	ମାଧବପ୍ରସାଦ	୩	
୧	ରାମନ୍ଥ	୩	
୧	ଶ୍ରୀଚନ୍ଦ୍ରନ	୩	
୧	ରୁଷ ଲାଲ ସିନ୍ହ	୩	
୧	ବନ୍ତି	୩	
୧	ପରପ୍ରସାଦ	୩	
୧	ଆମଦ ଆଲି	୩	
୧	କାମୁ ଥା	୩	
୧	ବୁଲାକି ସଓଦାଗର	୩	
୧	ମୁଜା ଆମାନ ବେଗ	୩	
୧	ପେଗୁହର ବଙ୍କ	୩	
୧	ଆସରକ ହୋଶେନ	୩	
୧	ଛୁନି ଲାଲ	୩	
୧	ମୁରାଦ ଆଲି	୩	
୧	ରାଧାମୋହନ	୩	
୧	ତିଭୁବନ ସିନ୍ହ	୩	
୧	ମୋହନ ଲାଲ	୩	
୧	ରାମ ଟହଳ	୩	
୧	ନନ୍ଦ ଲାଲ	୩	
୧	ନନ୍ଦକୁଳ	୩	
୧	ମୁଖୀ କୋଲା	୩	
୧	ପଦତ ଲାଲ	୩	
୧	ଫଜଲ ଆଲି	୩	
୧	ଆମିର-ଆଲି	୩	
୧	ନନାହି	୩	
୧	ମୌଳତରାମ	୩	
୧	ଗିରିଧାରି	୩	
୧	ଭାଗବତ ଲାଲ	୩	
୧	ମହାବିରପ୍ରସାଦ	୩	
୧	କୁଳଶିରାମ	୩	
୧	ମେହେର ଆଲି	୩	
୧	ଲାଲ ବଙ୍କ	୩	

চিঠির সংখ্যা।	চিঠির মালিকানের নাম।	মালিকানের চিকিৎসা।	কৈকীয়ে
কৈকীয়ে ৮৬			
১	রাম বাহায়	বিহুট	
১	বিহুরাম	ষ	
১	লোহন লাল	ষ	
১	তিকারি শা	ষ	
১	জগদ্ধৃ বাহায়	ষ	
১	ধর্যরাতি	ষ	
১	কুমারদৌলত সিংহ	ষ	
১	গোলাম রবি	ষ	
১	বেহারি লাল	ষ	
১	মোহস্ত বুজবেহারি দাস	ষ	

বঙ্গ ও এতদেশীয় অপর ভাসাতে মামাকিত যে সকল চিঠির মালিকানের চিকিৎসা নাহওয়াপ্রযুক্ত
ভূলুয়া পোষ্ট আফিসে ইং ১৮৫১ সালের মে মাহাতে যে সকল চিঠি রাখিত
হইয়াছে তাহার কর্ত্তা।

১	বেচ ধানশামা	নওয়াখালি
২	বুরপচন্দু রায়	মোকাম দৌলত ঝা
৩	খেত ওয়কে খেতনা	মোকাম নওয়াখালি
৪	ভুধিষ্ঠীর সর্জার	ভধারাম
৫	ঝ	ঝ
৬	তুপচন্দু চক্রবর্তী	মঙ্গল মহারাজপুর বড় মুরিয়া পার
৭	মহেশ্বরাম শহিশ	ঝ
৮	গঙ্গাগোবিন্দ রায়	মোঁ লক্ষ্মীপুর

দিষ্টড়া পোষ্ট আফিসে ১৮৫১ সালের অক্টোবর মাহাতে যে সকল চিঠি রাখিত
হইয়াছে তাহার কর্ত্তা।

১	রশীকানস গোস্বামী	বলাগতি
২	বওজুর ঝা	ঝ
৩	বুজমোহন বদ্দ্যোপাধ্যায়	ওশপাড়া
৪	রামগোপাল দত্ত	কেঁচুলিয়া
৫	রামসাগর ভট্টাচার্য	মেচাপুর
৬	সহবৎ ঝা	দিষ্টড়া
৭	গঙ্গারাম শাহা	পাটমহল
৮	মোহামের রায়	ওশপাড়া
৯	বুজনাথ রায়	বলাগতি
১০	জগৎকুলত মজুমদার	ঝ
১১	পার্বতীচরণ চট্টোপাধ্যায়	বাটাগড়
১২	ইয়েরচন্দু ভট্টাচার্য	ওশপাড়া

মতিহারি পোষ্ট আফিসে ১৮৫১ সালের মে মাহার যে সকল চিঠি রাখিত হইয়াছে তাহার কর্ত্তা।

১	কাজিম আলি ঝা	সুগোলি
১	গঙ্গাপ্রসাদ মোবে	ঝ
১	বুর্ণা সিং	ঝ
১	লক্ষ্মি সিং	মতিহারি

বঙ্গ ও এন্ডেম্পীর অপর ভাষাতে নামাংকিত বে সকল চিঠীর মালিকানের টিকানা নাইওয়াপ্রযুক্ত
বঙ্গ পোষ্ট আফিসে ১৮৫১ সালের মে মাহাতে বে সকল চিঠী
রাখিত হইয়াছে তাহার কর্তৃ।

চিঠীর সংখ্যা	চিঠীর মালিকানের নাম	মালিকানের টিকানা	কৈকীর্ণ
১	জিতন বঙ্গ সওদাগর	বঙ্গ	
২	দীলমামুদ	ঞ	
৩	মেহালচান্দ ও বিশণচান্দ বঙ্গ	ঞ	
৪	বৈদ্যনাথ চৌধুরী	কাছাই	
৫	জিতন বঙ্গ সওদাগর	বঙ্গ	
৬	লৈএল মুনশী রহমত আলি	জোলাগাজ	
৭	কৃষ্ণকুমার দাস	দমদমা	
৮	বাবুবচন্দ্ৰ কুড়া	বঙ্গ	
৯	তমিজুদ্দীন খানশামা	ঞ	
জানবগর পোষ্ট আফিসে ইং ১৮৫১ সালের আপ্রিল মাহাতে যে সকল চিঠী রাখিত হইয়াছে তাহার কর্তৃ।			
১	বিরোদমণি দাস	জানবগর	
২	তারিনীচরণ গঙ্গোপাধ্যায়	কেশবপুর	
চাইবালা পোষ্ট আফিসে ১৮৫১ সালের জুন মাহাতে যে সকল চিঠী রাখিত হইয়াছে তাহার কর্তৃ।			
১	মুনশী গোলাম রহুল	পৰ দাটজিলা	
১	বাজালা অক্ষয়ে লিখিত	মোৰ হলিদুপুর	

(To be Continued.)

[ইহার অবশিষ্ট আগামীতে প্রকাশ হইবেক।]

CALCUTTA,
General Post Office,
22nd September, 1851.

J. R. BURLTON BENNETT,
Deputy Post Master General, in Charge.



The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press by NOON of TUESDAYS and FRIDAYS: and of a few lines only, before 5 p. m. of those days.

SATURDAY, JANUARY 10, 1852.

No. 42.

Foreign Department,

Camp Poora, the 2nd January 1852.

NOTIFICATIONS.—The Most Noble the Governor General is pleased to confirm the Regimental Orders issued by the Officer Commanding the 1st Regiment Sikh Local Infantry, under date the 30th November last, directing the entertainment from that date of one 4-Bullock Hackery, for the conveyance of the Sick of the Regiment proceeding to Hazara.

No. 45.

The Most Noble the Governor General is pleased to confirm the following Station Orders issued by the Officer Commanding at Kohat:—

1st. Dated 19th November 1851.—“In consequence of the departure of Captain Bristow, Commanding 4th Regiment Punjab Infantry, Lieutenant Petrie, Second in Command, will receive charge of the Regiment from the above Officer, and officiate as Commandant, until further orders.”

2nd. “Lieutenant Petrie having assumed Command of the Regiment, Ensign and Acting Adjutant Turner will officiate as Second in Command, in addition to his own duties, until further orders.”

3rd. Dated 24th November 1851.—“Lieutenant A. T. Wilde, Second in Command 4th Regiment Punjab Infantry, having rejoined, will receive charge of the Corps from Lieutenant Petrie and officiate as Commandant, until further orders.”

4th. Dated 3rd December 1851.—“A Banghy Burdar is entertained for the Carriage of Medicine required for the use of the three Companies 1st Punjab Infantry and one Troop 1st Punjab Cavalry, proceeding on Escort duty to Shahpore.”

H. M. ELLIOT,
*Secy. to the Govt. of India,
with the Govr. Genl.*

General Orders by the Most Noble the Governor General of India.

Camp Arrowl, 1st January 1852.

The following Notification, from the Foreign Department, is re-published in General Orders:

No. 4026.

Foreign Department,

Camp Gosaingunge, the 30th December 1851.

NOTIFICATION.—The Most Noble the Governor General is pleased to grant Lieutenant Colonel F. H. Sandys, Political Agent at Mehidpore, leave of absence, for one month, from the 1st January next, under Section XI. of the Absentee Rules.

(Signed) H. M. ELLIOT,
*Secy. to the Govt. of India,
with the Govr. Genl.*

J. STUART, Colonel,
*Secy. to the Govt. of India, Milt. Dept.,
with the Govr. Genl.*

Camp Poora, 2nd January 1852.

The following Notifications, from the Foreign Department, are re-published in General Orders:

No. 4050.

Foreign Department,

Camp Meerun-ke-Seraie, 31st December 1851.

NOTIFICATIONS.—The Most Noble the Governor General is pleased to confirm the following Extract from Orders issued by the Officer Commanding the 3rd Punjab Light Field Battery:—

“Asnee, 2nd December 1851.

“Assistant Farrier and Saddler Sergeant G. Adamson, of No. 3 Punjab Light Field Battery, is appointed to act as Laboratory Man, during the ensuing Practice Season.”

Also the following Extract from Regimental Orders issued by the Officer Commanding the 5th Regiment Punjab Infantry:—

“Dera Ghazie Khan, 6th December 1851.

“The disbursement of Rs. 2-8 is authorized for the repairs of the temporary Bells of Arms and Guard rooms of the Regiment, injured by the late heavy rains.”

No. 4055.

The Most Noble the Governor General is pleased to confirm the Contingent Force Orders issued by Brigadier Parsons, C. B., Commanding Sindiah's Contingent, under date the 12th instant, appointing Lieutenant Lumsden, Adjutant 5th Infantry, to act as Second in Command from that date, consequent on Captain Carter's proceeding on general leave, in addition to his own duties as Adjutant.

(Signed) H. M. ELLIOT,
Secy. to the Govt. of India,
with the Govr. Genl.

J. STUART, Colonel,
Secy. to the Govt. of India, Mily. Dept.,
with the Govr. Genl.

Camp Poora, 2nd January 1852.

The services of Lieutenant A. Blackwood, of the 59th Regiment of Native Infantry, are placed at the disposal of the Foreign Department, for employment with the Bhopal Contingent.

J. STUART, Colonel,
Secy. to the Govt. of India, Mily. Dept.,
with the Govr. Genl.

Camp Chobeeapore, 3rd January 1852.

The following Notification, from the Foreign Department, is re-published in General Orders:

No. 35.

Foreign Department,
Camp Poorah, the 2nd January 1852.

NOTIFICATION.—The Governor General is pleased to appoint Lieutenant A. Blackwood, of the 59th Native Infantry, to officiate as Second in Command of the Bhopal Contingent, during the absence, on leave, of Captain Travers.

(Signed) H. M. ELLIOT,
Secy. to the Govt. of India,
with the Govr. Genl.

J. STUART, Colonel,
Secy. to the Govt. of India, Mily. Dept.,
with the Govr. Genl.

*Fort William, Home Department, Legislative,
the 2nd January, 1852.*

The following Act is passed by the Hon'ble the President of the Council of India in Council, on the 2nd January 1852, with the assent of the Most Noble the Governor General of India, which has been read and recorded.

Ordered, that the Act be promulgated for general information.

ACT NO. I. OF 1852.

An Act for the consolidation and amendment of the Laws relating to the Customs under the Presidency of Bombay.

Whereas it is expedient to consolidate into one Act the laws now in force, relating to the customs under the Presidency of Bombay, and also to amend the rules for the collection and management of the same, It is enacted as follows:

I. The following Regulations and parts of Regulations of the Bombay Code, and the following Acts and parts of Acts of the Government of India, are repealed, that is to say, Sections I. II. and III., Regulation VI. of 1799; Clause II.

Section VII. Regulation IX. of 1800; Sections XIV. XVII. XX. XXI. and XXV., Regulation I. of 1805; Section IV. Regulation II. of 1810; Regulation VI. of 1814; Chapters III. V. and VII. Regulation XX. of 1827; Regulation I. of 1833; Act I. of 1838, except in so far as it repeals any Regulation of the Bombay Code, or Act of the Government of India; Act IX. of 1845, so far as it relates to the Bombay Presidency, except so far as it repeals any other Act; Act II. of 1846; and all other Acts and parts of Acts, and all other Regulations and parts of Regulations of the Bombay Code, so far as such Acts or Regulations prescribe the levy within the Bombay Presidency of any customs duties, as well on transit by land as on import and export by sea, or which relate in any way to such duties, or which require the payment of any fee leviable by Customs Authorities on account of any vessel which may enter any port in the territories subject to the Presidency of Bombay.

II. Nothing hereinbefore contained shall be construed to prevent the levy of any anchorage or harbour dues now leviable at the port of Bombay, or the levy of any special duties on opium, tobacco, gunja, spirits or salt which are, or may be, established by any Law, or the levy of any town duty, or of any Municipal Tax, or of any toll on any bridge, road, canal or causeway, or for repair and maintenance of lighthouses, or the levy of any rent or fee leviable under Act XXV. of 1836, on the warehousing of goods.

III. The Governor of Bombay in Council may appoint one or more persons, to be commissioners of customs for the collection and management of the customs throughout the whole of the Presidency of Bombay with such salary or salaries as the said Governor in Council may deem reasonable; the persons so appointed shall hold their offices during the pleasure of the said Governor in Council, and shall, in all matters relating to the execution of their duties, be subject to the authority, direction and control of, and obey such orders and instructions as shall, from time to time, be issued to them by, the said Governor in Council.

IV. The Governor of Bombay in Council may appoint such persons as he may deem fit for the control and supervision of the collection and management of the customs in the Bombay Presidency under this Act, as collectors of customs, or under such other designation as the said Governor in Council shall determine; the persons so appointed shall be subject to the authority and control of the commissioner or commissioners (if any such officer shall have been appointed) in such manner and to such extent as the said Governor in Council, from time to time, may direct.

V. The Governor of Bombay in Council may appoint all other proper persons to execute the duties of the several subordinate officers necessary to the due management and collection of the customs, and may require from such persons such securities for their good conduct therein as the said Governor in Council may deem necessary; and may, from time to time, transfer any part of the duties and powers of any officer of customs under this Act to any other officer in such cases and under such restrictions as the said Governor in Council may deem fit; and every officer of customs appointed or employed on any duty relating to the said customs shall hold his office during the pleasure of the Governor of Bombay in Council; all persons holding any office or

employment in the said customs, at the time of the passing of this Act, shall continue to be so employed therein under this Act until duly removed therefrom.

VI. The Governor of Bombay in Council may delegate the whole or any portion of the powers with which he is invested by the preceding section to any commissioner or collector or other officer of customs regularly appointed under the provisions of this Act, and all subordinate officers of customs, who may be appointed by such commissioner or collector, or other officer of customs, by virtue of such delegated power shall be liable to be dismissed, suspended or fined to an extent not exceeding two months pay by the authority by which they were respectively appointed, subject to the control of Government, or of superior authority in the customs department.

VII. Whoever intentionally obstructs any officer, in the exercise of any powers given by this Act to such officer, shall be liable to imprisonment for any term not exceeding six months, or a fine not exceeding one thousand rupees, or both.

VIII. Any person, who shall offer a bribe to any custom house officer in order to induce such officer to act in a manner inconsistent with his duty, shall be liable for every such offence to a fine not exceeding one thousand rupees, or to imprisonment for any term not exceeding six months, or both.

IX. No action shall lie in the Supreme Court for any act or thing done under this Act; but every action for any wrong or trespass, if committed within the local limits of the Island of Bombay, shall be tried and determined before the Revenue Judge of Bombay, and if committed in any part of the Presidency of Bombay without those limits, then before the proper Zillah Judge within whose jurisdiction the same shall have been committed; and such Revenue Judge of Bombay, or Zillah Judge respectively, shall award such damages to the party aggrieved for the injury done as shall be just and equitable. Provided, that if it shall appear that there was reasonable and probable cause for the act complained of, the plaintiff shall not be entitled, beyond the restoration of any article unlawfully seized, or the value thereof, to more than two annas damages without costs.

X. Whoever, being an officer appointed under the authority of this Act, shall be guilty of a wilful breach of the rules prescribed in this Act, or any other rules that shall be passed by the Governor of Bombay in Council under the authority of it, or shall accept, or obtain or attempt to obtain from any person any property, gratuity or benefit as a consideration for doing or forbearing to do any official act, shall be liable to imprisonment for any term not exceeding two years or to fine, or both.

XI. Whoever, being an officer appointed under the authority of this Act, practises or attempts to practise any fraud for the purpose of injuring the customs revenue, or abets or connives at any such fraud, or at any attempt to practise any such fraud, shall be liable to imprisonment for any term not exceeding two years, or to fine, or both.

XII. In all cases in which under this Act, goods are liable to confiscation, and in all cases in which under this Act, any person in charge of, or owning a vessel, or landing or shipping goods,

or passing them through the custom house, is liable to a penalty, a commissioner or collector of customs may adjudicate such confiscation or such penalty; or the same may be adjudged by a deputy or by an assistant collector of customs being a Justice of the Peace: provided, that the power to adjudicate confiscation shall not extend as regards a deputy collector to goods beyond the value of rupees one thousand, nor as regards an assistant collector to goods beyond the value of rupees one hundred, nor shall any deputy collector impose any fine beyond the amount of rupees fifty, nor any assistant collector beyond the amount of rupees ten; and all cases adjudicated by a deputy or assistant collector shall be liable to revision by a collector of customs on appeal.

XIII. In case any goods, ship, vessel, boat, cart, vehicle, or other article shall be seized as forfeited, or detained as under-valued under this Act, the adjudicating officer may order the same to be restored in such manner and on such terms and conditions as he thinks fit to direct: and if the proprietor of the same accepts such terms and conditions, he shall not have or maintain any action for recompense or damage on account of such seizure or detention, and the adjudicating officer shall not proceed to condemnation.

XIV. Any collector of customs or other officer, who is authorized to adjudicate customs cases, if he shall decide that a seizure of goods made under the authority of this Act was vexatious and unnecessary, may adjudge damages to be paid to the proprietor by the customs officer who made such a vexatious seizure, beside ordering the immediate release of the goods; and if the proprietor accepts such damages no action shall thereafter lie against the officer of customs, in any court of justice, on account of such seizure; and if such adjudicating officer shall decide that the seizure was warranted, but shall deem that the penalty of confiscation is unduly severe, he may mitigate the same by levying on the goods so seized as aforesaid, any portion of the market value of such goods not less than one-tenth of such value; and if the said officer adjudges confiscation, or any penalty in mitigation of confiscation, he may order that from the sale of the goods, or from the proceeds of any penalty inflicted in mitigation of confiscation, a proportion not exceeding, in all cases of seizure except seizures of salt or tobacco, one-half of the sum remaining after payment of all Government demands shall be distributed in rewards amongst such officers as he deems entitled thereto, and in such proportion as he directs to each respectively: but in awarding rewards for the seizure of confiscated salt or tobacco, he may award one-half of the proceeds of sale, without making any deduction on account of Government demands.

XV. All penalties under this Act, except those specified in any judicial award of the collector or other adjudicating officer, as provided for in Section XIII. of this Act, shall be adjudged and determined by the officiating magistrate of the place where the offence shall have been committed; and any collector being a justice of the peace, or deputy or assistant collector authorized in such behalf by his superior and, being a justice of peace, may take informations and depositions on oath or solemn affirmation or declaration touching any matters involving a breach of any of the provisions of this Act, and if

taken in the presence of the party or parties charged with such breach, the same shall be received in evidence by such magistrate in the like manner and to the same extent as if taken before him, and shall be deemed sufficient for him to adjudicate thereon; but nothing herein contained shall prevent such magistrate from taking any information or deposition afresh, or from taking other and further depositions in the matter, if he think fit.

XVI. If any person in charge of, or owning a vessel shall have become liable to any fine on account of any act or omission relating to the customs, the collector of customs, subject to the orders of the Governor of Bombay in Council, may refuse port clearance to such vessel until the fine is discharged; and in like manner if any person passing goods through the custom house, shall have become liable to any fine, the collector of customs may detain such goods until the fine is discharged.

XVII. No person shall act as an agent for transacting business in the custom house in the port of Bombay which shall relate to the entrance or clearance of any ship, goods, or baggage, unless authorized so to do by licence of the collector of customs, who may require a bond to be given by every person to whom such licence shall be granted, with sufficient securities, in any sum not exceeding five thousand rupees for the faithful and incorrupt behaviour of such person as regards the custom house regulations and its officers; and every person who shall act as such agent not being so licensed shall, for every such offence, be liable to a fine not exceeding the sum of five hundred rupees. Provided always, that nothing herein contained shall extend to forbid the clerk or servant, or known accredited agent of any person, or of any mercantile firm, from transacting business at the custom house on account of such person or firm without licence.

XVIII. Duties of customs shall be levied on goods imported by sea from any port not subject to the Government of the East India Company, or from Aden, or any port in the Straits of Malacca, the Tenasserim Provinces, or the Province of Arracan, into any place in the territories subordinate to the Government of the Presidency of Bombay according to the rates specified in Schedule A. annexed to this Act, and with the exceptions specified therein; and the said Schedule shall be taken to be a part of this Act.

XIX. Duties of customs shall be levied upon goods the produce or manufacture of India exported by sea to any port situated beyond the territories subject to the Government of the East India Company, or to Aden, or to any port in the Straits of Malacca, the Tenasserim Provinces, or the Province of Arracan, from any port of the Bombay Presidency, according to the rates specified in Schedule B. annexed to this Act, with the exceptions therein specified; and the said Schedule with the notes attached thereto, shall be taken to be a part of this Act. Provided always that the ships of any European nation having Firman privileges in the port of Surat, shall not be subject to further duties of import or export than may be prescribed by their Firman respectively, any thing in the Schedules or in this Act notwithstanding.

XX. Spirits exported from any port subject to the Government of the East India Company,

and imported at any other port subordinate to the Government of Bombay shall be liable on importation to the same rate of duty as may be fixed on spirit of country manufacture by Schedule A. annexed to this Act, or by any future enactment. Provided always that if the said spirit be accompanied by a document signed by competent authority, certifying that a duty, whether of customs or otherwise, has been paid on the said spirit to the East India Company, credit shall be allowed for the sum so paid in settling the customs at the port of import; and if such sum equal or exceed the full amount of customs leviable on spirits of country manufacture under Schedule A. aforesaid, or any future enactment, then the spirit on which such duty has been paid shall be admitted to free entry.

XXI. The Governor in Council may direct that an anchorage toll shall be levied at any port or ports within the Bombay Presidency on all vessels arriving from any other port or ports which may be specified by the said Governor in Council, and such anchorage toll shall be levied at such port or ports on every such vessel on each arrival of such vessel at the rates specified in Schedule C. annexed to this Act: and the said Schedule shall be taken to be part of this Act.

XXII. No goods entered in either of the Schedules of this Act, as liable to duty, shall be exempted from the payment of such duty or of any part thereof, except under special order from the Governor of Bombay in Council, and the collector of customs shall detain all goods subject to duty under this Act until such duty shall have been duly paid according to the rules herein provided: Provided always, that the collector of customs, or other officer in charge of a custom house, may at his discretion pass free of duty any passenger's personal baggage in actual use, and if any person shall apply to have goods passed as such baggage, the collector, acting under the orders of Government, shall determine whether they be passenger's personal baggage in actual use, or goods subject to duty under the provisions of this Act.

XXIII. On application by the exporter of any salt that has paid the excise duty, as established by law, a certificate shall be granted by the collector of customs at the place of export, under authority of which certificate the quantity of salt specified therein may be landed at any other port of the said Presidency of Bombay, and passed from such port into the interior of the country without the levy of any further duty either of excise or of customs.

XXIV. The Governor of Bombay in Council, from time to time by notice in the official Gazette of that Presidency, may fix a value for any article, or number of articles, liable to duty upon their value, and the value so fixed for such articles shall, till altered by a similar notice, be taken to be the value of such articles for the purpose of levying duty on the same.

XXV. When goods liable to duty for which a value has been fixed by such notice or for which a fixed duty has been declared by the Schedules annexed to this Act, are brought to any custom house in the Bombay Presidency in a damaged state, and such damage is declared previous to the assessment of customs on such goods, the collector of customs may make an abatement of customs in proportion to the damage received, and in estimating such damage, he shall be guided by such rules as the Governor of Bombay in

Council may from time to time determine and notify; but if the value of the goods be not deteriorated more than one-fifth part thereof no abatement of customs shall be allowed.

XXVI. When goods liable to duty, for which a value has not been fixed by such a notice as is above directed, or for which a fixed duty has not been declared by the Schedules annexed to this Act, are brought to any custom house in the Presidency of Bombay for the purpose of being passed for importation or exportation, the duty leviable on such goods shall be levied according to the market value of such goods at the place and time of importation or exportation as the case may be.

XXVII. No goods shall be allowed to be passed through the custom house until a written application, according to a form to be prescribed by the collector of customs, shall have been made by the owner, consignee, exporter, importer, or the agent for any of such persons respectively, for permission to pass such goods through the custom house; and such application shall contain a true description of such goods, with the marks, numbers and description of the packages containing the same, and a declaration of their value, and shall set forth the name of the ship in which the goods have been imported, or are to be exported, the name of the master of the said ship, the colors under which the said ship sails, and the country in which the goods were produced. If any goods shall be passed through the custom house, or attempted to be removed therefrom without such an application in writing as is above described, they shall be liable to be seized and confiscated.

XXVIII. The market value for assessment of duties on the goods indicated in Section XXVI. shall be that declared in the application to be made, as aforesaid. Provided always, that the value so declared be admitted by the collector or by the officer appointed to appraise goods at the custom house; but if the value of the whole or any part of the goods entered in the declaration aforesaid shall seem to the collector to be understated in such declaration, he shall have power to take the goods, or any part thereof as purchased for the Government at the price so declared; and whenever the collector of customs shall so take goods for the Government, payment thereof shall be made to the consignee, importer or exporter within one month from the date of the declaration; if the goods be imported goods, the amount of import duty leviable thereon shall be first deducted, and if the goods be intended for exportation, the entire value as declared, shall be paid without deduction on account of customs duty: and the collector shall sell the goods so taken on account of Government; and, if they shall realize on sale a sum exceeding all charges incurred on them by Government, a proportion not more than one-half of the excess shall, at the discretion of the collector, be payable to the officer who reported the undervaluation of the goods, who shall in like manner be liable to pay one-half of the net loss that may accrue on the sale of the said goods.

XXIX. And whereas under Section XXIV. of this Act, it may be found expedient to fix the dutiable value of certain goods at the rates shewn by their invoice, when it shall appear to the officer of customs appointed to appraise goods at the custom house that any goods are undervalued in an invoice presented for the purpose of assessing customs, he shall report the same to the collector of customs, who shall call upon the

Importer or Exporter to declare the market value of the goods in question, and if the value so declared shall appear to the Collector insufficient, he may take such goods for Government at the value so declared, and dispose of them as empowered by Section XXVIII. of this Act.

XXX. Upon any goods liable to duty that may be passed through the custom house for shipment, the application for which shall be presented after port clearance shall have been taken out, double of the prescribed duty shall, in all cases, be levied, and if the goods (always excepting treasure and opium) be free, or have already paid import duty, or have been imported free under certificate, five per cent. upon the market value shall be levied thereon, or if the same be imported goods entitled to drawback, the drawback shall be forfeited, but no separate duty shall be levied on drawback goods.

XXXI. When a vessel having cleared out for any port, shall put back from stress of weather, or it shall from any damage, or from other cause be necessary that the cargo of a vessel that has cleared out shall be unshipped or relanded, a customs officer shall be sent to watch the vessel, and take charge of the cargo during such re-lading or removal from on board; and the goods on board such vessel shall not be allowed to be transhipped or re-exported free of duty by reason of the previous settlement of duty at the time of first export unless the goods shall be lodged in such place as shall be allowed by the collector of customs, and shall remain while on land or while on board of any other vessel under special charge of the officers of customs until the time of re-export, and all charges attending such custody shall be borne by the exporter. Provided however, that in all cases of return to port after port clearance on account of damage or for stress of weather, the owner or master may enter the vessel and land the cargo under the rules for the importation of goods, and the export duty shall in that case be refunded, and the amount paid in drawback be reclaimed; and if goods on account of which drawback has been paid, be not found on board the vessel, the Master shall be liable to a fine not exceeding the entire value thereof, unless he accounts for them to the satisfaction of the collector of customs.

XXXII. When goods shall be relanded before the lading of any vessel is complete, and before port clearance has been granted, the duty levied upon such goods shall be returned to the exporter, but no refund shall be made of duty paid on the export of any goods after port clearance shall have been granted for the vessel on which the goods are exported, unless the vessel shall have put back for stress of weather or for damage, and the goods shall have been relanded under the rule contained in Section XXXI.

XXXIII. Goods exported in the same vessel on which they were imported, if manifested for re-export, shall not be subject to import or export duty; and, if any goods brought to any port in any vessel be transhipped in such port, they shall in all cases be subject to the same duty as if they had been landed and passed through the custom house for re-exportation in the vessel into which they may be transhipped.

XXXIV. No duty of customs which shall have been charged and paid, and of which repayment is claimed in consequence of the same having been charged or paid under an erroneous construction of law or from other error, shall be

returned unless such claim is made within two years from the date of such payment.

XXXV. With the sanction of the Governor of Bombay in Council, seven-eighths of the customs levied on imports may be repaid as drawback upon the re-export by sea of goods which can be identified to the satisfaction of the collector of customs as having previously paid customs duties on import at the same port; provided that such re-export be made within two years of the date of import by the custom house register, and the drawback be claimed at the time of re-export; but no drawback shall be claimable under this Act on any re-export of opium or salt, or of goods destined for any port in the territories subject to the Government of the East India Company, except Aden, and ports in the Straits of Malacca, the Tenasserim Provinces, and the Province of Ariacan.

XXXVI. Every person who shall counterfeit or falsify, or wilfully use when counterfeited or falsified, any invoice, entry, cocket, or other document for the purpose of clearing, or having customs duties assessed on, any goods, shall be liable to a fine not exceeding one thousand rupees.

XXXVII. If any certificate, manifest, bill, or other custom house documents be lost by any person to whom they may have been issued by the custom house authorities, the collector of customs, on being satisfied that no fraud has been committed, or was intended, may grant a duplicate of such lost document upon payment of a fee of not less than one rupee, nor exceeding ten rupees; and further the collector may authorize any amendment to be made in any import or export application; but, if such amendment be required after such application is entered and recorded in the custom house books, then upon payment of a like fee for any document so entered.

XXXVIII. The master of every vessel on arrival at the port of Bombay shall, on being required by any customs officer who may proceed on board, enter in a printed form with which such officer will be furnished, the information therein required, which shall include the vessel's name and the country to which she belongs, the name of the captain or sailing master, the port from whence she began her voyage, and the date of departure therefrom, also the names of any ports at which she touched during her voyage, and of any vessels she may have spoken, and a list of her passengers; and any master of any vessel who shall refuse to enter such information, or delay to do so for more than two hours after delivery to him of the printed form aforesaid, or wilfully make any false statement in filling up the same, shall be liable to a fine not exceeding five hundred rupees.

XXXIX. On the arrival of any ship, boat, or other vessel at the port of Bombay, the master or commander thereof shall, within twelve hours after he shall have anchored, report to the collector of customs the quantity of gunpowder which he has on board, and all such gunpowder in excess of five seers, unless a greater quantity shall be authorized by Government to be retained on board any vessel, shall be delivered by him in charge of such person as shall be named in an order to be furnished to him for such purpose by a proper officer of Government, and on his failure to make such report, or deliver such excess, he shall be liable to a fine not exceeding five hundred rupees.

XL. When any vessel shall arrive in any port of the Presidency of Bombay, the master shall

deliver a certificate of registry of such vessel if registered as a British vessel under Act of Parliament, or if registered under Acts of the Government of India No. X. of 1841, or No. XI. of 1850 a certificate of registry as required by such Acts, or if not registered under either of the said Acts then the pass or sea letter under which the vessel may have sailed, to the first person duly empowered to receive such certificate of registry or pass, who comes on board; and if no such person comes on board before the anchor is dropped, then such certificate or pass shall be forwarded to the collector of customs or other principal officer of customs on the spot by the first boat that leaves the vessel after dropping anchor; and, if the port be up a river, or at a distance from the land first made, no inward bound vessel, except such country craft as are described in Section LIX. of this Act, shall pass beyond such place in such river or adjoining such port as shall be from time to time appointed by the Governor of Bombay in Council, by an order published in the Government Gazette of the Presidency, until the master shall have forwarded in such manner as may be so ordered by the said Governor, a certificate of registry or pass, and the master of such vessel arriving as aforesaid, shall deliver in duplicate, at the same time and in like manner as he is hereinbefore directed to deliver a certificate of the registry of the vessel, a true manifest of the cargo on board; and if there be no cargo, then a blank manifest made out according to such form as may be prescribed by the collector of customs; and the wilful breach or neglect of any of the provisions of this Section shall subject the master to a fine not exceeding one thousand rupees.

XLI. If the manifest so delivered by the master shall not contain a full and true specification of all the goods imported in the vessel, the said master shall be liable to a fine not exceeding rupees one thousand, and any goods or packages in excess of the manifest so delivered, or differing in quality or kind, or in marks and numbers, from the specification contained therein, that are found on board, or are found after being fraudulently removed from the vessel, shall be liable to be seized by any officer of customs and confiscated, or to be charged with such increased duties not exceeding the value of such goods or packages as may be determined by the collector of customs.

XLII. If any inward bound vessel shall remain outside or below the place that may be fixed by the Governor in Council for the first delivery of manifests, the master shall deliver a manifest as hereinbefore prescribed, to the first person duly empowered to receive such manifest who comes on board, and the master of any vessel entering a port for which there is a custom house established, and being at anchor therein for twenty-four hours, who shall refuse or neglect to deliver the said manifest within that time in the manner above prescribed, shall, for such refusal or neglect, be liable to a fine not exceeding rupees one thousand; and no entry or port clearance shall be given for such vessel until the fine is paid.

XLIII. No vessel shall be entitled to inward entry, or be allowed to break bulk, until a manifest in duplicate, as required by this Act, shall have been received by the collector of customs, nor until orders have been given by the said collector for the discharge of the cargo; and the said collector may further refuse to give such orders, if

he shall see fit, until any port clearance, cocket or other papers known to be granted at the places from which the vessel is stated to have come, shall likewise be delivered to him.

XLIV. No vessel shall be entitled to entry outwards, or to take on board any part of her export cargo, until a written application for such purpose shall have been made by the master of such vessel to the collector of customs, nor until an order shall have been given by the said collector for shipping export cargo, and in the written application to be made as aforesaid, the name, tonnage, and nation of the vessel shall be described, as also the name of the master, and the name or names of the place or places for which she is bound.

XLV. If in the application prescribed by the preceding Section of this Act, a vessel be described to be bound to any port or ports within the territories of the East India Company, then the collector of customs, or, in his absence, his deputy or assistant, may refuse a port clearance to such vessel until the master or commander thereof shall have given a joint bond together with the owner or the consignee of the said vessel, or some other party approved by the collector of customs, or in his absence by his deputy or assistant, by which such parties or one of them shall be bound to produce to the collector of customs a certificate from the officer in charge of the port to which such vessel is said to be bound, of her arrival at such port within a fair and reasonable time to be prescribed by the collector in each case, and in failure of producing such certificate, or showing sufficient reason for its non-production, the parties to the bond aforesaid shall be jointly and severally bound to pay a penal sum equal to double the amount of customs which would have been chargeable on the export cargo of the said vessel had she been declared bound to a port beyond the territories of the East India Company.

XLVI. No goods shall be allowed to leave any vessel or to be put on board thereof, until entry of the vessel shall have been duly made in the custom house of the port, and until order shall have been given for discharge or shipment of the cargo thereof as above provided, and it shall be the duty of every customs officer to seize as contraband any goods which have been removed from or put on board of any vessel in contravention of the above provision; and the master of any vessel who shall permit or neglect to take measures for preventing the landing or shipping of any goods in contravention of the above provisions, shall be liable to a fine not exceeding five hundred rupees.

XLVII. After entry of the vessel at the custom house in due form as above prescribed, such part of the cargo as may not be declared for re-exportation in the same vessel, shall be landed, and export cargo shall be laden on board according to the forms and rules that may be prescribed for the port by this Act, or by order of the Governor of Bombay in Council; and if an attempt be made to land or put on board goods or merchandise in contravention of the forms and rules so prescribed, the goods shall be liable to seizure and confiscation.

XLVIII. If goods entered in the manifest of a vessel shall not be found on board that vessel, or if the quantity found be short, and the deficiency be not duly accounted for, or if goods sent out of the vessel be not landed at the custom house,

or at such other place as the collector of customs shall have prescribed, the master shall be liable to a penalty not exceeding five hundred rupees for every missing or deficient package of unknown value, and to a penalty equal to twice the amount of duty chargeable on the goods deficient and unaccounted for, if the duty can be ascertained, and if they be not subject to duty, then to a penalty equal to five per cent. on the value of such deficient goods. Provided always that nothing herein contained shall be construed to prevent the collector of customs from permitting, at his discretion, the master of any vessel to amend obvious and unintentional errors, or to supply omissions from accident or inadvertence, by furnishing an amended or supplemental manifest.

XLIX. Every master of a vessel who shall remove from such vessel or put on board thereof any goods, or cause or suffer any goods to be removed from thence, or put on board thereof between sunset and sunrise, or on any day when the custom house is closed for business, without leave in writing obtained from the collector of customs, shall be both to a fine not exceeding five hundred rupees.

L. When goods shall be sent from on board of any vessel for the purpose of being landed and passed for importation, there shall be sent with each boat load, or other separate despatch, a boat note specifying the number of packages and the marks and numbers, or other description thereof, and such boat note shall be signed by an officer of the vessel; and if the vessel have a customs officer on board, the boat note must be signed by such officer as well as by an officer of the vessel; and, if any imported goods be found in a boat proceeding to land from such a vessel without a boat note as above provided, or if being accompanied by such boat note they be found out of the proper track between the ship and the proper place of landing, the boat containing such goods may be detained by any officer of customs duly authorized by the collector; and, unless the cause of deviation be explained to the satisfaction of the collector of customs, the goods shall be liable to seizure and confiscation.

LI. Except in special cases sanctioned by the collector of customs, twenty days, exclusive of Sundays and holidays, shall be allowed for the discharge of the import cargo of vessels not exceeding six hundred tons' burthen, and thirty days for vessels exceeding that burthen; and the said periods shall be calculated from the date on which the vessel was admitted to entry inward; and if any goods remain on board after the periods above fixed, the collector may order the same to be landed and warehoused, for the security of the duties chargeable thereon, and of any freight and prime and other demands that may be due thereon, giving his receipt to the master for the goods so warehoused; but the collector or other officer in charge of the custom house, with the consent of the master of the vessel, may cause any packages to be brought on shore and to be deposited in the Government warehouses, although the periods above fixed have not expired.

LII. No vessel shall depart from any port of the Presidency of Bombay without a port clearance being granted by the collector of customs or other proper officer duly authorized by the Governor of Bombay in Council to grant the same, and application shall be made for such port clearance, at least twenty-four hours before the intended departure of the vessel; and no

such port clearance shall be granted to any square-rigged vessel sailing from the port of Bombay until the following documents shall have been produced to the collector of customs or other officer:

1st. The certificate of registry of the vessel if registered a British vessel under Act of Parliament, or if registered under the Acts of the Government of India No. X. of 1841, or XI. of 1850, a certificate of registry as required by such Acts, or if not registered under either of the aforesaid Acts, then the pass or sea letter under which the vessel shall be sailing.

2nd. A certificate from the senior magistrate of Police that there is no objection in his department to a port clearance being granted to the vessel.

3rd. A like certificate from the Indian naval store-keeper of all demands as regards his office on the vessel having been satisfied.

4th. A like certificate from the marine paymaster.

5th. A like certificate from the registrar of shipping.

6th. A list of the crew and (if any) of the passengers; but if none, then a declaration of the master to such effect.

Provided always that it shall be lawful for the Governor of Bombay in Council in any cases of necessity or special emergency, to authorize the granting of such port clearance without the production of any one or more of the documents herein before enumerated, and on such terms and conditions as he may think fit.

LIII. The master of every vessel leaving any port in the Bombay Presidency shall, at the time of applying as above prescribed for a port clearance, deliver to the collector of customs or other principal customs officer of such port in duplicate a true manifest of the cargo on board, and if there be no cargo, then a blank manifest made out according to such form as may be prescribed by the collector of customs; and if such manifest so delivered shall not contain a full and true specification of all goods to be exported in the vessel, the said master shall be liable to a fine not exceeding one thousand rupees; and any goods or packages found on board in excess of the manifest so delivered, or differing in quantity, or in kind, or in marks, or in numbers, from the specification contained therein, shall be liable to be seized by any customs officer and confiscated, or charged with such increased duties not exceeding the value of such goods or packages as may be determined by the collector of customs.

LIV. If any goods shall be taken on board of any vessel after port clearance, it shall be incumbent on the master of such vessel to amend the export manifest of such vessel in presence of the collector of customs, unless a special permission be granted by that officer; and the master of any vessel who may contravene the provisions of this Section, shall be liable to a fine not exceeding one thousand rupees.

LV. If any vessel shall depart or attempt to depart without a port clearance as directed by this Act, the master shall be liable to a penalty not exceeding one thousand rupees, which may be recovered from the master, or any owner of the vessel.

LVI. No transhipment shall be made of any goods except under special order in writing from the collector of customs of the port; and an

officer of customs shall in all cases be deputed to superintend the removal of the goods from vessel to vessel; and, if any goods are transhipped or any attempt be made to tranship any goods without a special order as aforesaid, such goods shall be liable to confiscation.

LVII. The Governor of Bombay in Council may declare by public notice, in the Official Gazette of that Presidency, what places within the same shall be ports for the landing and shipment of merchandise, and any goods landed or attempted to be landed at any other port than such as shall be so declared, shall be seized and confiscated.

LVIII. There shall be in every port of the Bombay Presidency one or more places for the landing and shipment of goods, and goods shall not be landed or embarked at any other place without the special order in writing of the collector of customs for the port; and, if any goods be landed or embarked, or an attempt be made to land or embark any goods at any other than the said authorized places, without such order, they shall be seized and confiscated.

LIX. The Governor of Bombay in Council may establish rules for the anchorage of the coasting and country craft of the British territories, for the delivery of manifests of the cargo of such vessels, and for the landing of goods therefrom, and shipping and transhipping of goods therein; and whoever, being in charge of any such craft or being owner of the vessel or of any part of her cargo, shall knowingly contravene any such rule, shall be liable to a fine not exceeding one hundred rupees for each offence.

LX. Goods which shall be brought to be passed through the custom house either for importation or exportation by sea shall be liable to confiscation if the packages in which the same may be contained shall be found not to correspond with the description of them given in the application for passing them through the custom house, or if the contents thereof be found not to have been correctly described in regard to sort, quality or quantity, or if in or among the packages any goods not stated in the application be found concealed in or mixed up with the specified goods.

LXI. Any exported goods which shall be found in the harbour, or any imported goods which shall be found on the wharf, of any port under the Bombay Presidency, shall be liable to confiscation, unless the owner, consignee, or other parties interested in the said goods, shall prove in the case of exported goods that they have been duly passed through the custom house, or, in the case of imported goods, that they have been landed according to the rules prescribed by this Act, preparatory to their being so passed.

LXII. The Governor of Bombay in Council, by an order in Council, may fix and from time to time alter rates of rent to be charged on goods placed in the Government warehouses, or which may be, beyond such period as may be determined by the Governor in Council, lying on the custom house wharf or other authorized landing places.

LXIII. The unshipping, carrying, shipping and landing of all goods, and the bringing of the same to the proper place for examination or for weighment, and the putting the same into and out of the scales, shall be performed by or at the expense of the importer or exporter of such goods.

LXIV. The collector of customs, whenever he shall see fit, may require that goods brought by sea, and stowed in bulk, shall be weighed or measured on board ship before being sent to land, and may levy duty according to the result of such weighing or measurement.

LXV. The Governor of Bombay in Council, from time to time, may issue such rules as appear to him expedient for landing or shipping passenger's baggage, and passing the same through the custom house, and also for landing, shipping and clearing parcels forwarded by Her Majesty's or the East India Company's mails, or by other regular packets and passenger vessels; and when any baggage or parcels are made over to the custom house officer, for the purpose of being landed, a fee of such amount as the Governor of Bombay in Council may from time to time direct shall be chargeable thereon, as compensation for the expense and trouble incurred in landing and depositing the same in the custom house.

LXVI. If any person, after goods have been landed and before they have been passed through the custom house, removes or attempts to remove them with the intention of defrauding the revenue, the goods shall be liable to confiscation, unless it shall be proved, to the satisfaction of the collector of customs, that the removal was not sanctioned by the owner or by any person having an interest in or power over the goods; on such proof, the goods shall not be liable to confiscation, but the party or parties so removing or attempting to remove the goods, shall be liable to a fine not exceeding the value of the said goods.

LXVII. In case of any goods landed from any vessel not being claimed and cleared from the custom house within three months from the date of entry of the ship in which such goods were imported, the collector, after publication of a description of the same in the Government Gazette, may sell the same on account of the duties and other charges due thereon; and the balance remaining after deducting the said duties and charges shall be held in deposit and paid to the owner on application; provided that such application be made within two years of the sale of the goods, or good reason be shewn why such application has not been so made.

LXVIII. If the Governor of Bombay in Council shall see fit for the security of customs at any port to maintain special establishments of boats for landing and shipping merchandise, or to license and register the cargo boats plying in any ports, then, after due notification thereof, no person shall convey goods to or from any vessel in such port otherwise than in the boats so authorized and prescribed, except under special permit from the collector of customs at the port: and any goods found on board of other boats than those so authorized for the port, shall be liable to be seized by any officer of customs and shall be liable to confiscation; and the tindal or owner of any such boat shall be liable to a fine not exceeding fifty rupees for each offence.

LXIX. When the Governor of Bombay in Council shall see fit to maintain at any port an establishment of officers to be sent on board of vessels, to watch their unloading and lading, then, after due notification shall have been given that such establishment is so maintained at any port, the collector of customs at that port shall have power at his discretion to send one or more officers of such establishment to remain on board of any vessel in such port by night and by day until

the vessel shall leave the port, or it shall be otherwise ordered by the collector.

LXX. Any master of such vessel at such port, who shall refuse to receive an officer so deputed with one servant on board, or who shall not afford such officer and servant suitable shelter and accommodation while on board, and likewise furnish them with a due allowance of fresh water if necessary, and with the means of cooking on board, shall be liable to a fine not exceeding one hundred rupees for each day during which such officer and servant continue on board, and shall not be received and provided with suitable shelter and accommodation.

LXXI. If application be made to the collector for an extension of the period allowed in Section LI. of this Act for the discharge of the import cargo of any vessel on board of which a custom house officer shall have been placed, and the collector may see fit to grant any such extension, the master of such vessel shall be charged with the wages of such officer and other expenses, for such period as such officer may be detained on board beyond the period fixed by Section LI. of this Act.

LXXII. If any officer shall be placed on board for the purpose of superintending the lading of any vessel, and the unlading and lading of such vessel be continuous, then a period of twenty days shall be allowed for taking in export cargo; and the said period shall be calculated from the termination of the period allowed for discharging cargo by Section LI. of this Act; and the master thereof shall be charged for the wages and expenses of the customs officer on board after the expiration of such additional period. But, if the unlading and lading of any vessel be not continuous, and a customs officer is appointed to superintend the lading thereof, then the period of thirty days shall be allowed from the date of entry of the vessel outwards, and the master of the vessel shall be charged for the wages and expenses of the customs officer on board after the expiration of that period.

LXXIII. When the unlading and lading of any vessel is not continuous, the customs officer shall be removed from on board such vessel so soon as the import cargo has been fully discharged, and shall be replaced on board such vessel on the entry outwards of such vessel; and the master of any such vessel who, before a customs officer has again been placed in such vessel, shall put on board or cause or suffer to be put on board of such vessel, any goods whatever, shall be punished with a fine not exceeding one thousand rupees, and the goods shall be liable to be re-landed for examination at the expense of the shippers, upon requisition to that effect from the collector of customs.

LXXIV. Whenever a collector of customs shall see cause to direct that any vessel shall be searched, he shall issue his warrant or written order for such search, addressed to any officer under his authority; and upon production of such order, the officer bearing it may require any cabins, lockers, or bulk heads, to be opened in his presence, and if they be not opened upon his requisition, may break the same open; and any goods found concealed and not duly accounted for to the satisfaction of the collector of customs shall be liable to seizure and confiscation; and any master or person in charge of a vessel who shall resist such officer, or refuse to allow the vessel to be searched when so ordered by the col-

lector of customs, shall be liable for every such offence to a fine not exceeding one thousand rupees.

LXXV. If any officer of customs shall see cause to search any person on board, or who shall have landed from any vessel, or any person passing or having passed through the custom house or any custom station, such person, before being searched, may require such officer to take him before the collector or a justice of the peace, who shall determine whether there is reasonable ground to suppose that such person has any uncustomed or prohibited goods on his person; and if such collector or justice shall think there is reasonable ground for such supposition, then he shall direct such person to be searched in such manner as he shall think fit, otherwise he shall forthwith discharge such person; but no female shall be searched otherwise than privately, or by any other person than a female duly authorized by such collector or justice; and any officer who shall not take such person with reasonable despatch before such collector or justice when so required, or who shall require any person to be searched without having reasonable ground to suppose that he has uncustomed or prohibited goods on his person, or who shall cause any female to be unlawfully searched, shall be liable to forfeit and pay a sum not exceeding one hundred rupees; and if any person suspected of having any uncustomed or prohibited goods on his person, or in his possession, shall, on being questioned by any officer of customs in regard thereto, deny the same, and any such goods shall after such denial be found on his person, or in his possession, such goods shall be seized and confiscated, and such person shall forfeit double the value of such goods in addition to the goods confiscated.

LXXVI. Any officer of customs acting under the warrant of any commissioner or collector of customs, may take a constable and a sufficient number of peons (who shall, on the requisition of the collector for such purpose be furnished by the superintendent of police in Bombay or the proper police authority in any zillah) and between sunrise and sunset may enter into and search any house, shop, cellar, warehouse, room, or other place, and in case of resistance may break open doors, chests, trunks and other packages, and may seize and bring thence any uncustomed or prohibited goods, and put and secure the same in the custom house warehouse in the port next to the place whence such goods shall be so taken as aforesaid; and such goods shall be liable to confiscation; provided always that no commissioner or collector of customs shall issue any such search warrant except upon information on oath or solemn declaration formally laid before him.

LXXVII. No cargo boat laden with goods intended for exportation by sea shall make fast to, or lie alongside of any vessel on board of which there shall be a customs officer stationed, unless there shall be onboard the boat, or have been received by the said customs officer, a custom house permit or order for the shipment of the goods, and the goods on board of any boat that may so be alongside, or be made fast to a vessel, and not covered by a custom house pass accompanying them, or previously received by the customs officers on board the said vessel, shall be liable to seizure and confiscation.

LXXVIII. All fines, for the recovery of which no special provision is herein before made, may be recovered, on conviction of the offender, before

a magistrate or other person competent to adjudicate on the offences, and payment thereof may be enforced under Act II. of 1839.

SCHEDULE A.

Rates of duty to be charged on goods imported by sea into any port of the Presidency of Bombay from any port or place not subject to the Government of the East India Company, or from Aden, or from any port or place in the Straits of Malacca, the Tenasserim Provinces and the Province of Arracan.

Nos.	Enumeration of Goods.	The produce or manufacture of	
		The United Kingdom or any British possession.	Any other place.
		Rate of duty on the value.	Rate of duty on the value.
1	Bullion and Coin,	Free.	
2	Precious Stones and Pearls,	Ditto.	
3	Grain and Pulse,	Ditto.	
4	Horses and other living Animals,	Ditto.	
5	Ale,	Ditto.	
6	Coal Coke Bricks, Chalk and Stones, (marbles and wrought stones excepted,)	Ditto.	
7	Cotton Wool, 9 annas per Indian Maund.		
8	All Machinery imported into India for improvement of the communications and for development of the commercial resources of the country,	Ditto.	
9	Opium covered by a Pass,	Free.	
10	Opium not covered by a Pass,	24 rupees per Seer of 80 Tolahs.	
11	Books,	Free, ... 3 per Cent.	
12	Marine Stores,	5 per Cent. 10 per Cent.	
13	Metals, wrought or un-wrought,	5 per Cent. 10 per Cent.	
14	Woollens,	5 per Cent. 10 per Cent.	
15	Cotton and Silk Piece Goods, and all manufactures of Cotton and Silk (except Thread, Twist and Yarn), or of Cotton or Silk mixed with any other materials,	5 per Cent. 10 per Cent.	
16	Cotton Thread, Twist and Yarn,	3½ per Cent. 10 per Cent.	
17	Porter, Ale, Beer, Cyder, and other similar fermented Liquors,	5 per Cent.	
18	Salt not covered by a Pass,	12 annas per Indian Maund.	
19	Alum,	10 per Cent.	
20	Camphor,	10 ditto.	
21	Cassia,	10 ditto.	
22	Cloves,	10 ditto.	
23	Coffee,	7½ ditto.	
24	Coral,	10 ditto.	
25	Nutmegs and Mace,	10 ditto.	
26	Pepper,	10 ditto.	
27	Ratans,	7½ ditto.	
28	Tea,	10 ditto.	
29	Vermillion,	10 ditto.	
30	Wines and Liquors,	1 Rupee per Gallon.	

31	Spirits, of European and Foreign manufacture at or below London proof,	1 Rupee 8 annas per Gallon.
32	Spirits, of country manufacture including Ceylon Arrack,	9 annas per gallon.
NOTE.—The duty on all Spirits shall be ratably increased as the strength exceeds London proof.		
33	Tobacco and all preparations thereof when the market value does not exceed 30 Rupees per Indian Maund,	1 Rupee 8 annas per Indian Maund.
34	Ditto ditto ditto, when the market value exceeds Rs. 30 per Indian Maund,	5 per Cent. on the value.
35	Ditto ditto, on removal from Bond for consumption in the Island of Bombay,	7½ Rupees per Indian Maund.
36	All articles not included in the above enumeration,	5 per Cent. on the value.

SCHEDULE B.

Rates of Duty to be charged on goods exported by sea from any port or place in the Presidency of Bombay to any port or place not subject to the Government of the East India Company, or to Aden, or any port or place in the Straits of Malacca, the Tenasserim Provinces and the Province of Arracan.

Nos.	Enumeration of Goods.	Rate of Duty.
1	Bullion and Coin,	Free.
2	Precious Stones and Pearls,	Ditto.
3	Books, Maps and Drawings, printed in India,	Ditto.
4	Horses and living Animals,	Ditto.
5	Opium covered by a Pass,	Ditto.
6	Opium not covered by a Pass,	Prohibited.
7	Cotton Wool,	Free.
8	Sugar and Rum,	Ditto.
9	Salt having paid Excise duty as prescribed by Law,	Ditto.
10	Salt not covered by a Pass or Certificate of having paid Excise duty or Import Customs duty,	Prohibited.
11	Spirits,	9 annas per Gallon.
12	Tobacco and all preparations thereof,	1 Rupee 8 annas per Indian Maund of 80 Tolahs to the Seer.
13	All Articles produced or manufactured in the territories governed by the East India Company, and not enumerated or named above,	3 per Cent. on the value.
14	All Articles produced or manufactured in any foreign territory, uncovered by a certificate of having paid import duty,	3 per Cent. on the value.

SCHEDULE C.

ANCHORAGE TOLLS ON COUNTRY CRAFT.

Above	Cadres. 10=100 not exceeding	Indian Maunds.	Cadres. 20=200	Indian Maunds.	Rupees. Annas. Pis.
20	40	...	1 8 0	
40	60	...	2 0 0	
60	80	...	2 8 0	
80	100	...	3 0 0	
100	150	...	3 8 0	
150	200	...	4 0 0	
200	250	...	4 8 0	
250	300	...	5 0 0	
300	350	...	5 8 0	
350	400	...	6 0 0	

FRED. JAS. HALLIBURTON,
Secy. to the Govt. of India.

Fort William, Home Department, Legislative,
the 2nd January, 1852.

The following Act is passed by the Hon'ble the President of the Council of India in Council, on the 2nd January 1852, with the assent of the Most Noble the Governor General of India, which has been read and recorded.

Ordered that the Act be promulgated for general information.

ACT NO. II. OF 1852.

An Act for the collection of Land Customs on certain Foreign Frontiers of the Presidency of Bombay.

Whereas it is expedient to provide for the collection of Land Customs on certain Foreign Frontiers, It is enacted as follows :

I. Duties of Customs shall be levied on Goods passing by land into or out of Foreign European Settlements, situated on the line of Coast within the limits of the Presidency of Bombay, at the rates prescribed in the Schedules of Act I. of 1852, at the ports of that Presidency.

II. The Governor of the Presidency of Bombay in Council may declare, by notice to be published in the official Gazette of that Presidency, that the Territory of any Native Chief, not subject to the jurisdiction of the Courts and Civil Authorities of that Presidency, shall be deemed to be Foreign Territory, and may declare Goods passing into, or out of such territory liable either to the duty fixed by the Schedules of Act I. of 1852 for Goods imported or exported at the ports of that Presidency, or to double the said duties as the Governor of Bombay in Council may think fit.

III. For the levy of duties of Customs as above provided on Goods exported by land to, or imported by land from, such Foreign Territories, Customs Stations may be established at such places as may be determined by the said Governor of Bombay in Council; and every Officer at every such Station shall have power to detain Goods passing into, or out of any such Foreign Territory, and to examine and ascertain the quantities and kinds thereof; and such Goods shall not be allowed to pass across the Frontier line out of or into the Territory of the East India Company, until the owner or person in charge thereof shall produce and deliver a certificate shewing that the Customs duty leviable thereupon has been paid.

IV. Any Officer of Sea Customs may receive money on account of Customs, and grant certificates of the payment thereof; and any such certificate, being delivered to any Station Officer, shall entitle the Goods therein mentioned to cross the Frontier into or out of the East India Company's Territories, provided that the goods correspond with the specification thereof contained in such certificates, and that the certificate shew the entire amount of duty leviable on those Goods to have been duly paid; and if upon examination the Goods brought to any Station be found not to correspond with the specification entered in the certificate presented with the same, the difference shall be noted on the face of the certificate; and if the payment of duty certified therein shall not cover the entire amount of duty leviable on the Goods, as ascertained at such examination, the

Goods shall be detained until further certificate for the difference shall be produced.

V. The said Governor of Bombay in Council shall appoint proper Officers to receive Customs duties on Goods crossing the land Frontier of the said Foreign Territories; and the Officers so appointed shall, on the receipt of money tendered as Customs duty, be bound to give any merchant or other person applying for the same a certificate of payment, and to enter therein the specification of Goods, with the values and description thereof, according to the statement furnished by the person so applying; provided only, that the proper duty leviable thereon, according to the descriptions and values stated, be covered by the payment made.

VI. No certificate shall be received at any Station that shall bear date more than thirty days before the date when the Goods arrived at such Station; but any person, who has taken out a certificate from any authorized Receiver of Customs duties, shall be entitled, at any time within the said period of thirty days, on satisfying such Receiver that such certificate has not been used, and on delivering up the original, to receive a renewed certificate with a fresh date without further payment of duty.

VII. The said Governor of Bombay in Council may prescribe, by public notice in the official Gazette of the Presidency of Bombay, by what ways Goods shall be allowed to pass into or out of any such Foreign Territory, as is described in Sections I. and II. of this Act; and after such notice, Goods which may be brought to any Station established on other roads or passes than those so prescribed, shall, if provided with a certificate, be sent back; and if not provided with a certificate, shall be detained, and shall be liable to confiscation by the Collector of Customs, unless the person in charge thereof shall be able to satisfy the said Collector, that his carrying them by that road or pass was from ignorance or accident.

VIII. Goods unlawfully passed, or attempted to be passed unlawfully across any Frontier guarded by Stations, between sunset and sunrise, shall be seized and confiscated.

IX. Any Station Officer who shall permit Goods to pass across the Frontier, when not covered by a sufficient certificate, or who shall permit Goods to pass by any road or pass other than the prescribed ways, shall be liable, on conviction before a Magistrate, to imprisonment for any term not exceeding six months, and to a fine not exceeding five hundred Rupees, commutable, if not paid, to imprisonment for a further period of six months.

X. Any Station Officer who shall needlessly and vexatiously injure Goods under the pretence of examination, or in the course of his examination, or who shall wrongfully detain Goods for which there be produced a sufficient certificate, shall, on conviction before any Magistrate, be liable to imprisonment for any term not exceeding six months, and to a fine not exceeding five hundred Rupees, commutable, if not paid, to imprisonment for a further period of six months.

XI. All confiscations and penalties under this Act may be adjudicated by Officers competent to adjudicate like confiscations and penalties under Act I. of 1852, and such Officers shall be subject to the same liabilities and rules

in adjudicating such penalties and confiscations as they are subject to when adjudicating the like confiscations and penalties under the provisions of the aforesaid Act.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

*Fort William, Home Department, Legislative,
the 2nd January 1852.*

The following Extract from the Proceedings of the Hon'ble the President of the Council of India in Council in the Legislative branch of the Home Department under date the 2nd January is published for general information:

Read a second time the draft of a proposed Act, dated the 11th July 1851, and published in the *Calcutta Gazette* of the 16th July 1851 for summary suits for arrears of rent and sales of saleable tenures to be held within the judicial district in which the lands are situated.

Resolution.—The President in Council resolves that the following amended Draft on the subject be published for general information.

ACT NO. — OR 1852.

*For the trial of summary suits for arrears of rent,
and for the sales of saleable tenures, within the
judicial district in which the lands are situated.*

Whereas by Regulation VIII. of 1831 of the Bengal Code the hearing and decision of summary suits or claims relating to arrears or exactions of rents were transferred from the Judges of the Zillah or City Courts to the Collectors of the several Districts; and whereas, by Regulation VII. of 1832 of the Bengal Code, the superintendence of the sales of Putnee Talooks and other saleable tenures of the class specified in Clause 1, Section VIII. Regulation VIII. of 1819, was transferred to the Collector or Deputy Collector of Land Revenue, or Head Assistant to the Collector or Deputy Collector, subject to an appeal to the Commissioner of Revenue for the Division; and whereas by Act VIII. of 1835 the conduct of sales of Talooks or other saleable tenures in execution of summary decrees for rent, in conformity with Regulation VII. of 1799 of the same Code was transferred to the Collectors of Land Revenue; and whereas doubts have been entertained as to the District within which such summary suits or claims should be decided, and such sales made, by reason that the jurisdiction of the several Zillah and City Courts is not conterminous with the jurisdiction of the several Collectors of land Revenue, It is enacted as follows:

I. No order in any such summary suit, and no such sale made as aforesaid, which has not been questioned before a Court of competent judicature, before the passing of this Act, on the ground of having been decided or made by a Collector having no jurisdiction therein, shall be liable to be annulled or disputed on that ground.

II. Where the lands which are the subject of such summary suits or such sales as aforesaid are situate in a judicial district, other than that of the Collector or Deputy Collector who receives the Sudder Malgozaree of such lands, all such summary suits and sales as aforesaid shall be tried and decided or made by the Collector or Deputy Collector who has jurisdiction in the greater part of the judicial district in which the lands are situated.

III. Where the lands which are the subject of such summary suits or such sales as aforesaid, are situate in a judicial district, which is divided into two or more Collectorate districts, all such summary suits and sales as aforesaid shall be tried and decided or made by the Collector or Deputy Collector who has jurisdiction in that part of the judicial district in which the lands are situated.

IV. Sections IX., XI., XIII., XV. and XVII. of Regulation VIII. of 1819 of the Bengal Code, shall be applicable to sales of under tenures under the provisions of Act VIII. of 1835.

Ordered that the Draft now read be reconsidered at the first meeting of the Legislative Council of India after the 2nd day of March next.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

No. 18.

Fort William, Home Department,
the 8th January 1852.

NOTIFICATIONS.—Messrs. G. J. Christian and C. B. Thornhill, of the Civil Service, reported their return from Furlough on the 1st instant. The President in Council is pleased to re-attach those Gentlemen to the North-Western Provinces.

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No. 19.

Mr. G. D. Wilkins, of the Civil Service, reported his return from Furlough on the 1st instant. The President in Council is pleased to re-attach that Gentleman to the Bengal Division of the Presidency of Fort William.

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No. 22.

The 9th January 1852.

The President in Council is pleased to permit Mr. T. Taylor to resign the East India Company's Civil Service, from the 10th instant.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

No. 11 of 1852.

Fort William, Foreign Department,
the 9th January 1852.

NOTIFICATION.—Mr. F. Thompson, Assistant Commissioner in the Punjab, reported his return from Sea, on the 1st instant.

FRED. JAS. HALLIDAY,
Offg. Secy. to the Govt. of India.

No. 1.

Fort William, Financial Department,
the 8th January, 1852.

NOTIFICATION.—Mr. C. Hobhouse resumed charge this day of Office as Officiating 2nd Assistant to the Accountant General and Accountant to the Government of Bengal, from Mr. E. Jackson.

J. A. DORIN,
Secy. to the Govt. of India.

No. 25.

Fort William, Financial Department,
the 15th December, 1851.

NOTIFICATION.—Notice is hereby given, that the Salaries, Pay, Batta and Allowances of the Civil, Military, and Marine Departments for December 1851, will be payable as under—

Military and Marine Departments on Saturday, the 10th proximo.

Civil Ditto on Thursday, the 15th proximo.

By order of the Hon'ble the President in Council,

J. A. DORIN,
Secy. to the Govt. of India.

No. 42.

Orders by the Hon'ble the Deputy Governor of Bengal.

Appointments.—*The 18th December 1851.*—Lieutenant W. Agnew to officiate as Principal Assistant to the Commissioner of Assam at Gowatparah, until further orders.

Lieutenant T. Lamb to officiate as Junior Assistant to the Commissioner of Assam, at Kamroop, during the deputation of Lieutenant H. S. Bivar to Luckimpore.

The 3rd January 1852.—Mr. C. Chapman to officiate as Salt Agent of Hidgelee, until further orders.

The 5th January 1852.—Mr. F. W. Russell to officiate as Salt Agent of Chittagong, until further orders.

The 6th January 1852.—Mr. W. Tayler to be Civil and Sessions Judge of Shahabad, with the powers of a Special Commissioner under Regulation III. of 1828, from the date of the resignation of Mr. H. B. Brownlow.

Mr. G. Bright to be an Assistant to the Magistrate and the Collector of Moorshedabad, and to exercise the powers of a Joint Magistrate and Deputy Collector in that District.

Mr. J. B. Allen to officiate as Civil Assistant Surgeon of Noacolly, during the absence of Mr. J. Baker, or until further orders.

The 8th January 1852.—Mr. R. H. Myton to officiate as a Judge of the Court of Sudder Dewanny and Nizamut Adawlut, with the powers of a Special Commissioner under Regulation III., of 1828, during the absence of Mr. J. Dunbar, or until further orders.

Mr. H. T. Raikes to officiate as Commissioner of the 15th or Dacca Division, with the powers of a Sessions Judge in the Zillah and City of Dacca,

during the absence of Mr. R. H. Mytton, or until further orders.

Leave of Absence.—The 6th January 1852.—Mr. T. P. Larkins, Assistant to the Magistrate and the Collector of Sylhet, for two months, under Section XII. of the Amended Absentee Rules, in extension of the leave granted to him on the 31st October last.

The 7th January 1852.—Mr. F. A. B. Glover, Officiating Magistrate of Purneah, for fifteen days, in extension of the leave granted to him in orders of the 21st of November last.

Mr. A. Scouce, Civil and Sessions Judge of Tipperah, for two years, on Medical Certificate, inclusive of the leave granted to him under orders of the 28th November last, to proceed to Sea.

Captain T. P. Sparks, Principal Assistant to the Commissioner of Arracan, at Ramree, for one month, under Sec. XI. of the Amended Absentee Rules, from the date on which he may avail himself of the same. Lieutenant G. Faithful, Officiating Principal Assistant at Aeng, will officiate for Capt. Sparks, retaining charge also of his own office.

The 8th January 1852.—Mr. J. K. Walter, Civil Assistant Surgeon of Rungpore, for two months, on Medical Certificate, from the date on which he availed himself of the same.

Mr. J. Dunbar, a Judge of the Court of the Sudder Dewanny and Nizamut Adawlut, for two years, on Medical Certificate, inclusive of the leave taken by him, under orders of the 11th March 1851, to proceed to Sea.

Mr. H. F. James, Civil and Sessions Judge of Beerbboom, for one month, on Medical Certificate, under Section VIII. of the Amended Absentee Rules, to visit Calcutta preparatory to his applying for leave to proceed to Sea.

Mr. H. Ricketts, a Member of the Board of Revenue, Lower Provinces, for one month, under Section XI. of the Amended Absentee Rules.

Notifications.—The 9th January 1852.—Captain J. Butler, Principal Assistant to the Commissioner of Assam, at Nowgong, reported his departure from that Station on the 4th ultimo, to proceed to the interior of the District on public duty.

Mr. G. H. M. Ricketts, Assistant to the Governor General's Agent, South West, Frontier received charge of the District of Singhboom, from Lieutenant L. C. Haughton, on the 3rd ultimo.

Lieutenant W. Agnew, Officiating Principal Assistant to the Commissioner of Assam, at Gowalparah, received charge of the Treasury and the

Judicial and Revenue Offices of the District, from Mr. Sub-Assistant H. Driver on the 29th ultimo.

Mr. H. V. Hathorn, Civil and Sessions Judge of Sarun, made over charge of his Office to Mirza Mahomed Sadeek, Principal Sudder Ameen of the District, on the 31st ultimo.

Messrs. G. D. Wilkins, J. Christian and C. B. Thornhill, of the Civil Service, and the Reverend H. B. Burney, respectively reported their return from Europe, on board the Steamer Hindostan, which arrived at the Sandheads on the 1st instant.

Mr. R. Abercrombie, Magistrate of Dacca, made over charge of his Office to Mr. G. P. Leycester, the Collector of the district, on the 3rd instant.

Messrs. A. Brandreth, J. W. Macnabb, W. C. Capper, R. H. Alexander, J. H. Mangles and R. N. Lowis appointed by the Hon'ble the Court of Directors, Members of the Civil Service on the Bengal Establishment, reported their arrival on board the Steam Ship Hindostan, which reached Calcutta on the 2nd instant.

The Hon'ble the Deputy Governor of Bengal, with the sanction of the Hon'ble the President in Council, has been pleased to direct that the following Rule, under which Chaplains on leave of absence, on Medical Certificate, may be nominated to the charge of Sanatoria in the North Western Provinces, shall be applicable in future to the Sanatarium of Darjeeling.

"The duties of the other Hill Stations will be performed by Chaplains on leave of absence upon Medical Certificate, who will be nominated to the charge on the recommendation of the Lord Bishop, or Archdeacon. While thus doing duty, the Chaplains will be exempted from any reduction of salary; but in all other respects they will be considered as absent on leave. The period during which they can enjoy exemption from loss of salary, is consequently limited to 2 years, and any prolongation of absence beyond that time, will subject them to the same disadvantages as if they had not been put in charge of the duties of the Station. When availing themselves of the privilege conferred by this Rule, they will be considered to forfeit their claim to return to the Station they formerly held, and on the expiration of the 2 years' absence, will be nominated to any appointment that may be then vacant."

By order of the Hon'ble the Deputy Governor of Bengal;

J. P. GRANT,
Secy. to the Govt. of Bengal.

Comparative Register of Revenues and Charges of the Bengal Government for the years from 1848-49 to 1850-51.

Receipts.	1848-49.	1849-50.	1850-51.	Disbursements.				1848-49.	1849-50.	1850-51.
Mint,	5,62,724	4,20,489	4,21,664	Mint, ...	...	...	...	...	...	2,57,339
Miscellaneous, General,	2,68,419	2,63,040	2,75,893	Post Office,	...	...	...	...	...	2,72,547
Post Office, ...	4,89,120	4,92,653	5,04,143	Stamps,	...	...	...	...	5,17,041	5,50,263
Stamps, ...	22,59,511	22,52,347	21,17,412	Territorial and Political Pensions, { Nizamut Stipends, ...	...	...	...	...	1,25,857	1,30,724
Judicial, ...	10,01,544	10,48,876	9,67,036	Pensions & Charitable Allowances,	...	...	...	...	18,39,660	13,60,288
Land Revenue, ...	3,67,88,807	3,71,95,909	3,72,27,971	Sayer Compensation,	...	...	...	...	6,56,138	6,54,627
Ahkaree, ...	30,92,436	32,29,838	33,47,567	General, ...	...	...	...	...	30,36,460	31,13,589
Sayer, ...	5,94,192	6,32,128	6,99,790	Judicial, ...	...	...	...	...	73,85,907	73,87,313
Miscellaneous, ...	62,870	56,333	84,827	Revenue, ...	...	...	...	...	36,57,849	39,38,956
Customs, ...	74,80,969	88,43,657	1,04,30,117	Abkaree, ...	...	...	...	...	6,48,156	6,55,767
Balt,	1,36,44,619	1,35,28,069	1,10,63,240	Customs, ...	...	...	...	...	7,25,049	7,13,098
Opium, ...	3,02,18,536	3,77,57,060	3,09,49,025	Salt, ...	...	...	...	...	34,84,000	32,70,015
Marine,	8,72,359	8,47,229	8,89,936	Opium, ...	...	...	...	...	1,06,48,986	98,28,279
Eastern Settlements, ...	7,16,519	6,60,875	7,09,919	Marine, ...	...	...	...	...	22,20,325	19,04,493
Interest, ...	99,821	96,975	1,93,100	Eastern Settlements, ...	...	...	...	...	7,06,251	6,89,912
Commercial, ...	15,925	0	0 Civil Buildings, ...	...	...	...	...	10,55,948	10,49,548	
			Interest,	64,884	54,293	
			Commercial,	32,049	0	
	9,81,78,870	10,72,65,478	9,97,81,609					3,58,48,001	3,67,70,876	

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By order of the Hon'ble the Deputy Governor of Bengal.

J. P. GRANT,
Secretary to the Government of Bengal.

No. 4497 of 1851.

*Orders by the Hon'ble the Lieutenant Governor
of the North-Western Provinces.*

Judicial and Revenue Department,

Lieut. Governor's Camp, the 31st December 1851.

Fida Ali, Deputy Magistrate under Act XV. of 1843, in Zillah Shabjehanpore, is invested with the special powers described in Regulation III. of 1821.

No. 13 A of 1852.

Lieut. Governor's Camp, the 2nd January, 1852.

Appointments.—Mr. R. K. Dick to officiate as Commissioner of the Rohilkund Division, from the date of receiving charge from Mr. H. Pidcock.

Mr. H. H. Greathed to officiate as Magistrate and Collector of Bijnore, from the date of receiving charge from Mr. Dick.

Mr. A. A. Roberts to officiate as Joint Magistrate and Deputy Collector of Delhi, until further orders.

Mr. St. George Tucker to be Joint Magistrate and Deputy Collector of Meerut, but to continue to exercise the powers of a Joint Magistrate and Deputy Collector in Benares, till further orders.

No. 8 of 1852.

Revenue Department,

Lieut. Governor's Camp, the 3rd January, 1852.

Notification.—Mr. J. H. Walker, Deputy Collector, under Regulation IX. of 1833, in Zillah Meerut, is promoted to the 1st Grade, from the 20th November 1851.

J. THORNTON,
Secy. to the Govt., N. W. P.

No. 4507 of 1851.

Judicial Department,

Lieut. Governor's Camp, the 31st December 1851.

Leave of Absence.—Mr. C. W. Kinloch, Officiating Judge of Bundelkund, for one month, under Section XI. and for one week under Section XII. of the Amended Absentee Rules, to proceed to Calcutta, on private affairs, from the date of making over charge of the current duties of his Office to the Principal Sudder Ameen.

No. 4509 of 1851.

Leave of Absence.—Mr. John Stanley Clarke, Judge of Azimghur, for two months, under Sections XI. and XII. of the Amended Absentee Rules, from the date of making over charge of the current duties of his Office to the Principal Sudder Ameen, preparatory to resigning the service.

* JOHN W. SHERER,

Offg. Asst. Secy. to the Govt., N. W. P.

General Orders by the Hon'ble the President of the Council of India in Council.

Fort William, 5th January 1852.

No. 17 of 1852.—The Hon'ble the President of the Council of India in Council is pleased to cancel, from this date, the appointment of Surgeon John McClelland, as Presidency Surgeon, which was notified in General Order, No. 310, of the 2nd June 1851, and to substitute the following:—Surgeon George Craigie, M. D., to be Presidency Surgeon, vice Pearson, deceased.

Fort William, 9th January 1852.

No. 18 of 1852.—The Hon'ble the President of the Council of India in Council is pleased to make the following promotions:

1st Regiment Light Cavalry.

Lieutenant and Brevet Captain Alfred Harris to be Captain of a Troop,

From the 1st of January 1852, in succession to Captain James Irving retired.

Cornet Frederick Charles John Brownlow to be Lieutenant,

51st Regiment Native Infantry.

Lieutenant and Brevet Captain John Turner to be Captain of a Company,

From the 5th January 1852, in succession to Captain and Brevet Major Colpoys Dickson retired.

Ensign Charles Irvine to be Lieutenant,

Subordinate Medical Department.

Supernumerary Apothecary James B. Goff to be Apothecary,

Steward James McCormick to be Supernumerary Apothecary,

Supernumerary Steward Henry Christopher Conolly to be Steward,

Assistant Apothecary John McKimm to be Supernumerary Steward,

Supernumerary Assistant Apothecary Christopher Joshua Leopold to be Assistant Apothecary,

Hospital Apprentice Charles James Doyle to be Supernumerary Assistant Apothecary,

No. 19 of 1852.—The undermentioned Officers are permitted to proceed to Europe on Furlough.

Major Thomas Young, of the 2nd Regiment Native Infantry (Grenadiers),

Major Walter Rutherford, of the 28th Regiment Native Infantry,

Captain Southwell Greville, of the 1st European Bengal Fusiliers,

Captain Charles Thomas Cartwright, of the 15th Regiment Native Infantry,

Lieutenant Arthur Walshman Owen, of the 11th Regiment Native Infantry,

Lieutenant Thomas Edward Webster, of the 63rd Regiment Native Infantry,

Assistant Surgeon James Alexander Caldwell Hutchinson, M.D., of the Medical Department,

Captain Alexander Sutton Osborn Donaldson, of the 45th Regiment Native Infantry,

On private affairs.

No. 20 of 1852.—The undermentioned Gentleman is admitted to the Service, in conformity with his appointment by the Honorable the Court of Directors as a Cadet of Infantry on this Establishment, and promoted to the rank of Ensign from the date assigned to him in General Order, No. 688, of the 14th November 1851.

Infantry.

Mr. Cornelius Richards,

Date of Arrival at
Fort William.

5th January 1852.

No. 21 of 1852.—The undermentioned Officers are permitted to proceed to Sea, on Medical Certificate, and each to be absent from Bengal, on that account, for two years.

Lieutenant Henry Brougham	New South Wales.
Loch, of the 3rd Regiment Light Cavalry.	
Lieutenant Frederick William Lambert, of the 56th Regiment Native Infantry,	To Sea.

No. 22 of 1852.—The leave of absence, on Medical Certificate, granted to Colonel Sir John Cheape, K. C. B., Chief Engineer, in General Order, No. 363, of the 27th June 1851, is cancelled from the 2nd January 1852, the date of his return to Bengal.

No. 23 of 1852.—The undermentioned Officers have returned to their duty on this Establishment, without prejudice to their rank, by permission of the Hon'ble the Court of Directors.

Date of Arrival at Fort William.	
Major John Lewis Taylor, of the 26th Regiment Native (Light) Infantry,	3rd January
	1852.
Surgeon John O'Dwyer, of the Medical Department,	2nd January
	1852.
Lieutenant Edward Thompson, of the 1st Regiment Native Infantry,	

No. 24 of 1852.—2nd Lieutenant Frederick Ernest Gammell, of the Regiment of Artillery, is allowed leave of absence, from the 1st December 1851 to 15th April 1852, to proceed to Bombay, on Medical Certificate, preparatory to applying for furlough to Europe.

No. 25 of 1852.—The undermentioned Gentlemen are admitted to the Service, in conformity with their appointment by the Hon'ble the Court of Directors, as Cadets of Cavalry on this Establishment, and promoted to the Rank of Cornet, leaving the dates of their Commissions for future adjustment.

Cavalry.	Date of Arrival at Fort William.
Mr. Cunliffe Martin,	2nd January 1852.
„ Charles Hurst Muspratt,	3rd ditto ditto.

No. 26 of 1852.—The undermentioned individual is admitted to pension, as specified opposite to his name, under the provisions of Minutes of Council of the 11th January 1797, and General Order, dated 5th February 1820, subject to the confirmation of the Hon'ble the Court of Directors.

Rough Rider Serjeant John Kean, of the 1st Brigade Horse Artillery,	Thirty (30) Rupees per mensam, payable at Dum-Dum.
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No. 28 of 1852.—The Hon'ble the President in Council is pleased to direct, that the pay of Hospital Establishments paid by the Commissariat Department shall, in like manner with that of other classes attached to Hospitals, be drawn under the signature of Medical Officers in charge, whose duty it also is to ascertain that the individuals of such Establishments, duly receive their pay.

The signature of Medical Officers in charge must be attached to the acquittance rolls, which, when so authenticated, will be lodged in the Office of the Superintending Surgeon of the Circle, for record.—It is now the case with acquittance rolls of Hospital Bearers.

No. 29 of 1852.—The *London Gazette*, of the 21st November 1851, having been received from the Hon'ble the Court of Directors, the following Extract therefrom is published for general information:—

"War-Office, 21st November 1851.

BREVET.

HER Majesty has been pleased to appoint the undermentioned Officers of the East India Company's Forces, to take rank by Brevet in Her Majesty's Army in the East Indies only, as follow:—The Commissions to be dated 11th November 1851.

To be LIEUTENANT-GENERALs.

Maj. Genl. Brackley Kennett, Bombay Infantry.
Richard Whish, Bombay Artillery.
Augustus Andrews, C. B., Madras Infantry.
James Ahmety, Bengal Artillery.
Charles McLeod, C. B., Madras Infantry.
Edmund William Shuldharn, Bombay Infantry.
William Sandwith, C. B., Bombay Infantry.
Mossom Boyd, Bengal Infantry.
John MacInnes, Bengal Infantry.
James Fallowfield Salter, C. B., Bombay Infantry.
Patrick Byres, Bengal Infantry.
Edmund Cartwright, Bengal Infantry.
Henry George Andrew Taylor, C. B., Madras Infantry.
Alfred Richards, C. B., Bengal Infantry.
Archibald Watson, Bengal Cavalry.
Brook Brydges Parly, C. B., Madras Infantry.
Henry Hodgson, Bengal Infantry.
Sir Robert Henry Cunliffe, Bt., C. B., Bengal Infantry.
John Truscott, Bengal Infantry.
John Woulfe, Madras Infantry.
Edward Melian Gullifer Showers, Madras Artillery.
Francis Whish Wilson, C. B., Madras Infantry.
John Collette, Madras Cavalry.
Patrick Cameron, Madras Cavalry.
John Carfrae, Madras Infantry.
Richard West, Madras Infantry.
George Jackson, Madras Infantry.
Henry Huthwaite, Bengal Infantry.
Thomas Wilson, C. B., Bengal Infantry.
George Swiney, Bengal Artillery.
Sir George Pollock, G. C. B., Bengal Artillery.
Samuel Goodfellow, Bombay Engineers.
Alexander Lindsay, C. B., Bengal Artillery.
James Stuart Fraser, Madras Infantry.
Peter Delamotte, C. B., Bombay Cavalry.
Sir Walter Raleigh Gilbert, Bart., G. C. B., Bengal Infantry.
Thomas Paterson Smith, Bengal Infantry.
Edward Frederick, C. B., Bombay Infantry.
George Benjamin Brooks, Bombay Infantry.
Peter Lodwick, Bombay Infantry.
James Morse, Bombay Infantry.
Suetonius Henry Tod, Bengal Infantry.
John Briggs, Madras Infantry.
Harry Thomson, Bengal Cavalry.
James Kennedy, C. B., Bengal Cavalry.
Benjamin Rooth, Bengal Infantry.
Charles William Hamilton, Bengal Infantry.
Edmund Frederick Waters, C. B., Bengal Infantry.
William Martin Burton, Madras Artillery.
Sir William Sampson Whish, K. C. B., Bengal Artillery.
George Hunter, C. B., Bengal Infantry.
Richard Collyer Andree, Bengal Infantry.
George Mackenzie Steuart, Madras Infantry.
Mark Cubbon, Madras Infantry.
Samuel Roger Strover, Bombay Artillery.
Thomas Shubrick, Bengal Cavalry.
William Henry Kemm, Bengal Infantry.
Thomas King, Madras Infantry.
Thomas Morgan, Bombay Infantry.
Duncan McLeod, Bengal Engineers.
William O'Brien, Madras Artillery.
David Barr, Bombay Infantry.
Sir John Hunter Littler, G. C. B., Bengal Infantry.
William Vincent, Bengal Infantry.
Thomas Marrett, Madras Infantry.
Samuel Smith, Bengal Cavalry.
Thomas Henry Paul, Bengal Infantry.

Maj.-Genl. Ezekiel Barton, Bengal Infantry.
 Henry Tuffnell Roberts, C. B., Bengal Cavalry.
 Francis Farquharson, Bombay Infantry.
 Sir Henry Pottinger, Bart., G. C. B., Bombay Infantry.
 James Caulfeild, C. B., Bengal Cavalry.
 Richard Tickell, C. B., Bengal Engineers.

To be LIEUTENANT-COLONELS.

Major Lucius Horton Smith, 6th Bengal Cavalry.
 John Fitzgerald, 2nd Bengal Cavalry.
 William Coglan, Bombay Artillery.
 Philip Anstruther, C. B., Madras Artillery.
 Alexander James Hadfield, C. B., 37th Madras Native Infantry.
 Frederick Wright Hands, 2nd Madras European Regiment.
 Albert Pinson, 46th Madras Native Infantry.
 Francis Jenkins, 47th Bengal Native Infantry.
 John Francis Bird, 22nd Madras Native Infantry.
 Thomas Sewell, 11th Bengal Native Infantry.
 George Munro Carmichael Smyth, 3rd Bengal Cavalry.

To be MAJORS.

Captain Robert Farguhar, 6th Bombay Native Infantry.
 Frederick Knyvett, 64th Bengal Native Infantry.
 William Wallace Dunlop, 50th Madras Native Infantry.
 Cole Macleod, 42nd Madras Native Infantry.
 Nathaniel Sneyd Nesbitt, 22nd Bengal Native Infantry.
 Charles Alexander Stewart, 16th Bombay Native Infantry.
 George Stephens Brown, 27th Bombay Native Infantry.
 David Ross, 51st Bengal Native Infantry.
 Edward Du Pre Townshend, 9th Bengal Native Infantry.
 William John Baptist Knyvett, 38th Bengal Light Infantry.
 Henry Cotton, 67th Bengal Native Infantry.
 Henry Lyell, 43rd Bengal Light Infantry.
 William Tudor Boddam, 2nd Madras Cavalry.
 James Forbes, 2nd Madras European Light Infantry.
 Charles Frederick Liardet, 14th Madras Native Infantry.
 George Gordon, 48th Madras Native Infantry.
 William Henry Budd, 31st Madras Native Infantry.
 James Alexander, 8th Madras Cavalry.
 Nathaniel Dunbar Barton, 6th Bengal Cavalry.
 Patrick Theodore French, 23rd Bombay Light Infantry.
 Edward Skipper, 7th Bombay Native Infantry.
 George Nelson Prior, 21st Bombay Native Infantry.
 Thomas Dalyell, 42nd Bengal Light Infantry.
 Christopher Birdwood, 3rd Bombay Native Infantry.
 George Craven Armstrong, 47th Bengal Native Infantry.
 Robert Warden Fraser, 45th Bengal Native Infantry.
 Richard Chitty, 40th Bengal Native Infantry.
 James Whistler, 6th Madras Cavalry.
 William Stuart Menteath, 69th Bengal Native Infantry.
 Edward Watt, 6th Bengal Cavalry.
 Robert Shortreed, 2nd Bombay European Light Infantry.
 James Holland, 28th Bombay Native Infantry.
 Samuel Robinson Bagshawe, 7th Bengal Native Infantry.
 George Pope, 22nd Bombay Native Infantry.
 Henry Walker Burt, 46th Bengal Native Infantry.
 Thomas Gamble Fraser, 29th Bombay Native Infantry.
 George Wilson, 26th Bombay Native Infantry.
 Charles Boulton, 47th Bengal Native Infantry.
 William Anderson, 59th Bengal Native Infantry.
 Edward Cluterbuck, 38th Madras Native Infantry.
 Simon Fraser Mackenzie, 2nd Madras Cavalry.
 Dashwood Strettell, 20th Madras Native Infantry.
 Charles Yates, 46th Madras Native Infantry.
 John Carne Boulderson, 35th Madras Native Infantry.
 John Wetherston Rickards, 21st Madras Native Infantry.
 William Edward Gibb, 14th Madras Native Infantry.
 James Smith Du Vernet, 2nd Madras European Light Infantry.

Captains Thomas David Colyear, 7th Bengal Cavalry.
 Samuel Athill Lyons, 34th Bengal Native Infantry.
 George Cator Turner Stockley, 7th Bombay Native Infantry.
 Francis Ruddle Bazeley, Bengal Artillery.
 Hamilton Vetch, 64th Bengal Native Infantry.
 William Purves, 9th Bombay Native Light Infantry.
 George Jackson, 11th Madras Native Infantry.
 Henry Swan Waters, 3rd Madras Cavalry.
 Charles Baseley, 51st Bengal Native Infantry.
 James Grissell, 48th Bengal Native Infantry.
 Joseph Hampton Hampton, 50th Bengal Native Infantry.
 John Howard Wakefield, 17th Bengal Native Infantry.
 Henry Kirke, 12th Bengal Native Infantry.
 Henry Pritchard, 8th Madras Native Infantry.
 Elgate Whichelo, 9th Bombay Native Infantry.
 Henry Daniel Maitland, 72nd Bengal Native Infantry.
 Samuel Henry Partridge, 18th Bombay Native Infantry.
 Augustus De Butta, Madras Engineers.
 Frederick Gaitkell, Bengal Artillery.
 George Clarkson, 12th Bombay Native Infantry.
 Henry Aston, 10th Bombay Native Infantry.
 Samuel Landon, 16th Bombay Native Infantry.
 Archibald Park, 29th Bengal Native Infantry.
 Keith Young, 50th Bengal Native Infantry.
 Archibald Robert John Swinton, 32nd Bengal Native Infantry.
 John Powell, 28th Bengal Native Infantry.
 Thomas Francis Blois, 11th Bengal Native Infantry.
 Thomas Kensington Whistler, Madras Artillery.
 John Hunt, 22nd Bengal Native Infantry.
 John Fulton, 5th Bengal Native Infantry.
 Archibald Goldie Young, 43rd Madras Native Infantry.
 Henry John McGeorge, 7th Bengal Native Infantry.
 Joshua Wilcox, 4th Bengal Native Infantry.
 Edward Paterson Del'Hoste, 27th Bombay Light Infantry.
 Colpoys Dickson, 51st Bengal Native Infantry.
 Henry William Matthews, 43rd Bengal Native Infantry.
 Douglas Graham, 28th Bombay Native Infantry.
 Benjamin Stuart Sullivan, 4th Madras Cavalry.
 Ponsonby Shaw, 34th Madras Native Infantry.
 Henry Basil Blogg, 7th Madras Cavalry.
 Edward Thomas Tierney, 28th Bengal Native Infantry.
 Charles Prior, 64th Bengal Native Infantry.
 Thomas Smith Price, 8th Bengal Native Infantry.
 William Wynne Apperley, 4th Bengal Native Cavalry.
 William Cantis, 15th Madras Native Infantry.
 Edward Vibart, 2nd Bengal Cavalry.
 Charles Cooper, 23rd Bengal Native Infantry.
 John Henry Blanshard, 63rd Bengal Native Infantry.
 Edward Buckle, Madras Engineers.
 William Cross, 38th Madras Native Infantry.
 John Bates, 40th Madras Native Infantry.
 Edmund Vero Peregrine Holloway, 42nd Madras Native Infantry.
 Stuart Bayly, 26th Madras Native Infantry.
 Frederick Burgoyne, Madras Artillery.
 George William Young Simpson, Madras Artillery.
 William Joseph Martin, 9th Bengal Native Infantry.
 George William Hamilton, 34th Bengal Native Infantry.
 John De Winter Charles James Moir, 26th Bengal Native Infantry.
 William Charles Birch, 5th Bengal Native Infantry.
 Maxwell Hyslop, 59th Bengal Native Infantry.
 Arundel Barker, 1st Madras Fusiliers.
 Thomas Back, 2nd Madras Native Infantry.
 Charles Norgate, 18th Bengal Native Infantry.
 Douglas Truscott Caddy, 70th Bengal Native Infantry.
 John Joseph Losh, 9th Madras Native Infantry.
 Henry Spiller Watkin, 15th Bombay Native Infantry.
 Tudor Lavie, Madras Artillery.
 Frederick Alexander Miles, Bengal Artillery.
 Thomas McGoun, 6th Madras Native Infantry.
 William Jervis, 42nd Bengal Native Infantry.
 Edward Baker, 23rd Madras Native Infantry.
 Nathaniel Henry Thornbury, 44th Bengal Native Infantry.

Captains Edward Arthur Guerin, 2nd Bombay European Light Infantry.
 Robert Henry Seale, 20th Bengal Native Infantry.
 Charles Samuel Reid, Bengal Artillery.
 Edward Sunderland, Bengal Artillery.
 George Briggs, Madras Artillery.
 John Maitland, Madras Artillery.
 Montague Watt, Madras Artillery.
 Alexander John Begbie, Madras Artillery.
 Robert Ramsay, 10th Bengal Native Infantry.
 Frederick William Burroughs, 17th Bengal Native Infantry.
 Charles Apthorp, 41st Bengal Native Infantry.
 John Graham, 5th Bengal Native Infantry.
 William Eyre Andrews, 73rd Bengal Native Infantry.
 George Tebbs, 33rd Bengal Native Infantry.
 Thomas Jackson, 10th Bombay Native Infantry.
 George Timins, 34th Bengal Native Infantry.
 Samuel Parr, 23rd Bombay Native Light Infantry.
 Henry Adolphus Shuckburgh, 40th Bengal Native Infantry.
 William Hamilton Nicholetta, 28th Bengal Native Infantry.
 George Fulljames, 25th Bombay Native Infantry.
 Henry Downes Sheppard, 19th Madras Native Infantry.
 Robert Hall Wardell, 5th Bombay Native Infantry.
 Frederic Carleton Marsden, 29th Bengal Native Infantry.
 John Violet Snook, 23rd Bengal Native Infantry.
 Alexander Cumming Dewar, 37th Bengal Native Infantry.
 Charles Brown, 18th Bengal Native Infantry.
 John Wilson Coates, 6th Madras Native Infantry.
 George Poynts Ricketts, 1st Bengal Cavalry.
 Thomas Mould Edgar Moorhouse, 35th Bengal Native Infantry.
 James Dickson Wilson, 10th Bengal Native Infantry.
 John Fortescue Porter, 1st Madras Cavalry.
 Thomas Tolfrey Christie, 17th Bombay Native Infantry.
 Adam Augustus Drummond, 11th Bombay Native Infantry.
 Henry Charles Morse, 8th Bombay Native Infantry.
 Henry Green, 18th Madras Native Infantry.
 Robert Gill, 44th Madras Native Infantry.
 William Campbell Onslow, 44th Madras Native Infantry.
 William Elliot Lockhart, 45th Madras Native Infantry.
 De Renzie James Brett, 31st Madras Native Infantry.
 Henry Colbeck, 4th Madras Native Infantry.
 Stephen Charles Briggs, 31st Madras Native Infantry.
 George Forster, 49th Madras Native Infantry.
 Charles William Hodson, 16th Madras Native Infantry.
 William Henry Rickards, 14th Bengal Native Infantry.
 Charles John Richardson, 57th Bengal Native Infantry.
 John Kingston Phibbs, 41st Bengal Native Infantry.
 Francis Alexander Williamson, 63rd Bengal Native Infantry.
 David Nisbett, 53rd Bengal Native Infantry.
 John Holmes, 12th Bombay Native Infantry.
 William Ward, Madras Artillery.
 Augustus Frederick Oakes, Madras Artillery.
 Hippesley Marsh, 3rd Bengal Cavalry.
 William John Morris, 9th Bombay Native Infantry.
 Archibald Fraser Macpherson, 43rd Bengal Light Infantry.
 John Minshull Drake, 46th Bengal Native Infantry.
 William Carlisle Stather, 1st Bombay Grenadier Native Infantry.
 George Powell Thomas, 64th Bengal Native Infantry.
 George Arthur Brownlow, 3rd Bengal Cavalry.
 Edward Pinchard Bryant, 68th Bengal Native Infantry.
 David Wilkie, 4th Bengal Native Infantry.
 Andrew Heary Duncan, 43rd Bengal Light Infantry.
 Richard Ouseley, 50th Bengal Native Infantry.
 Augustine Fitz Gerald, Bengal Artillery.
 George Fleetwood Charles Fitzgerald, Bengal Artillery.

Captains William Piers Meares, 42nd Bengal Light Infantry.
 Charles Seton Guthrie, Bengal Engineers.
 Charles Phillips Wilder, 6th Madras Cavalry.
 James Kilner, Bombay Engineers.
 William Knox Babington, 17th Madras Native Infantry.
 John Robertson Younger, 56th Bengal Native Infantry.
 George Larkins, Bengal Artillery.
 George Murray, 8th Bengal Cavalry.
 George Alexander Tulloch, 33rd Madras Native Infantry.
 Thomas Quin, 4th Bengal Cavalry.
 Richard Rich Wilford Ellis, 23rd Bengal Native Infantry.
 Lionel Percy Denham Eld, 9th Bengal Native Infantry.
 Frederic Calder Minchin, 67th Bengal Native Infantry.
 James Ross Arrow, 15th Madras Native Infantry.
 Charles Patterson, 4th Bengal Native Infantry,
 Edward Lawford, Madras Engineers.
 Samuel Best, Madras Engineers.
 Hugh Montgomery, Madras Artillery.
 William Kirkman Loyd, Madras Artillery.
 Thomas Martin, 20th Bengal Native Infantry.
 John Hamilton Kennedy, 47th Madras Native Infantry.
 Edwin Marriott, 67th Bengal Native Infantry.

No. 30 of 1852.—The following Paras. of a Military letter, No. 133, from the Honorable the Court of Directors to the Governor of the Presidency of Fort William in Bengal, dated 19th November 1851, are published for general information:

Para. 1. We have permitted the undermentioned Officers to return to their duty, viz :

Major D. Seaton.
 " Wm. Riddell.
 Captain C. K. Money.
 Lieutenant George Ward.
 " H. B. Macleod.
 Surgeon John O'Dwyer.
 Asst. Surgeon Thos. Murray, M. D.
 " N. Collyer.
 " Wm. Pitt.

2. The undermentioned Officers have been granted extensions of leave for the period specified, viz :

Lieut. W. L. Halliday,	}
" A. L. Newman,	
" B. R. Williams,	
" W. A. Pope,	
" J. A. R. Mead,	
" H. S. Smith,	

Ensign M. Hunter,

6 Months.

No. 31 of 1852.—The following Paras. of a Military letter No. 135, from the Hon'ble the Court of Directors to the Governor of the Presidency of Fort William in Bengal, dated 19th November 1851, are published for general information : -

Para. 1. We have appointed Mr. Edward

Richard Cumberland Wil-

* Vide G. G. O. No. 244, dated 19th April, and No. 500, dated 26th September 1851.

cox, Mr. Henry Ross Stewart and Mr. George Harry Hawes, now abroad, Cadets

of Infantry upon your Establishment, subject to the usual conditions, and to their being found qualified agreeably to the test transmitted with our* Military letter No. 25, dated 5th March 1851.

2 Their Order of Rank will be transmitted in due course.

3. We have appointed Mr. — Corbyn, now abroad, an Assistant Surgeon upon your Establishment, subject to the usual conditions.

4. Mr. Corbyn's Order of Rank will be transmitted in due course.

J. S. BANKS,
 Offy. Secy. to the Govt. of India, Miliy. Dept.

GENERAL ORDERS BY THE HONORABLE THE PRESIDENT OF THE COUNCIL OF INDIA IN COUNCIL.

FORT WILLIAM, 9th January 1852.

27 of 1852.—The following Promotions are made in the undermentioned Corps of the Native Army, with the sanction of the Most Noble the Governor General:

Corps.	Rank and Names.	To what Rank Promoted.	From what Date.	In whose Room.
57th Regiment N. I.,	Havildar Sewdeen Singh,	Jemadar,	8th December 1851,.....	Khooseal Tewaree, deceased.
	Ressidar Seecundur Ali Khan,	Ressaldar,		Sahibbad Khan, invalidated.
	Naib Ressaldar Shaick Neyaze Ali,	{ Residair,		Sooltan Khan, ditto,
	Naib Ressaldar Taze Bux Khan,			Shaick Ahmad, ditto.
	Jemadar Zabtha Khan,.....			Kadirdad Khan, ditto.
	Jemadar Bahadoor Khan,.....			Shah Baze Khan, ditto.
	Jemadar Shaick Rahim Ali,.....			Meer Breesharut Ali, ditto.
	Jemadar Unnud Singh,.....			Shaick Neyaze Ali, promoted.
	Kote Duffadar Shah Noor Khan,	Naib Ressaldar,	1st May 1851,.....	Taze Bux Khan, promoted.
		and Woordee Major,		Seecundur Ali Khan, promoted.
		Naib Ressaldar,		Shah Noor Khan, promoted.
				Shah Mohumed Khan, invalidated.
	Kote Duffadar Shaick Abdool Hakeem,			Zabtha Khan, promoted.
	Kote Duffadar Zoofecar Khan,.....			Bahadoor Khan, ditto.
	Kote Duffadar Shaick Goolam Assem,.....			Shaick Rahim Ali, ditto.
	Kote Duffadar Goolam Neezamodeen Khan,	{ Jemadar,		Umud Singh, ditto.
	Kote Duffadar Mirza Mohuned Ali Beg,			Meer Hoossein Ally, ditto.
	Duffadar Runjeet Khan,			Kurnum Sing, dismissed by Sentence of a General Court Martial.
13th Dragoon,	Kote Duffadar Jugnohun Singh,	Subadar,	1st February 1847,	
2nd Regiment Sikh Lancers,	Jemadar Hyat Khan,		3rd November 1851,.....	Hyat Khan, promoted.
	{ Havildar Purson Tewary,			

General Post Office Notifications.

NOTICE is hereby given, for general information, that the Mails for Penang, Singapore and China, for transmission per P. and O. Co.'s Steamer "Lady Mary Wood," will be closed at this Office, on Saturday, the 17th instant.

J. R. BURLTON BENNETT,
Deputy Post Master General,
in Charge.
Calcutta, General Post Office, }
the 9th January, 1852. }

Export Overland Mail via Bombay.

THE Government of Bombay having appointed the 3rd of the ensuing month of February for the departure of the next Steamer therefrom with a Mail for Suez—Notice accordingly is hereby given, for general information, that the latest safe date for the transmission of letters and papers from Calcutta, which may be intended for conveyance by that opportunity, will be Saturday, the 24th proximo, and that the first set of the Overland Packets will be closed at, and despatched from this Office, on Friday, the 23rd *idem*.

J. R. BURLTON BENNETT,
Deputy Post Master General, in Charge.
Fort William, Genl. Post Office, }
the 31st December, 1851. }

NOTICE.—The subjoined copy of a Despatch No. 29 of 1851, from the Honorable the Court of Directors, dated the 24th September, forwarded to this Office by the Government of Bengal, is published for general information.

J. R. B. BENNETT,
Deputy Post Master General,
in Charge.
Calcutta, General Post Office, }
the 8th November, 1851. }

PUBLIC DEPARTMENT,
No. 29 of 1851.

*Our Governor of the Presidency of Fort William
in Bengal.*

1st. We have been informed, by direction of Her Majesty's Post Master General, under date the 18th instant, that "His Lordship has obtained the authority of the Treasury to despatch in future from the General Post Office in London the Mail for India *via* Marseilles on the evening of the 8th of the month, instead of the 7th as hitherto, except on the occasions of the 8th falling on a Sunday, when the Mail will be despatched on the evening of the following day, and that this arrangement will come into operation with the Mail of the 8th proximo."

2nd. You will be careful, that the several Post Masters under your Presidency are duly advised of this alteration which we have by the present Mail notified to our Agents at Aden and in Egypt.

We are, &c.,
(Signed) JOHN SHEPHERD,
and 12 other Directors.

London, the 24th September, 1851.

(True Copy)

(Signed) W. SETON-KARR,
Under Secy. to the Govt. of Bengal.
(True Copy.)

J. R. B. BENNETT,
Deputy Post Master General, in Charge.

NOTICE.—The Cart conveying the Mails for the North Western Provinces was attacked by Dacoits on the 23rd ultimo, while in transit between the Arrah and Benares Districts, at about a Mile East of Sunna Dak Chokee, and the Mails carried off. The Mails have all been recovered, with the exception of the Shergatty Wallet of that date for Benares, which contained the undernominated Packets:—

5 Packets from Gyah for Benares.
1 Packet from Dum Dum for Ditto.
1 Ditto from Chandernagore for Ditto.
1 Ditto from Bogodhur for Ditto.
1 Ditto from Mungulpore for Ditto.
1 Ditto from Burdwan for Ditto.
2 Packets from Shergatty to Ditto.

J. R. BURLTON BENNETT,
Deputy Post Master General,
in Charge.

Calcutta, Genl. Post Office, }
the 5th January 1852. }

NOTICE.—Post Offices have been permanently established at the following places in Bengal:—

Nauthpore, 48 Miles North-West of Purneah.
Serajgunge, 65 Miles from Purneah.
Nowhatta, 34 Miles from Jessore.

J. R. BURLTON BENNETT,
Deputy Post Master General, in Charge.

Calcutta, Genl. Post Office, }
the 24th December 1851. }

NOTICE.—The subjoined Extract from a Letter dated 5th instant, received from the Post Master Hyderabad, is published for general information.

J. R. BURLTON BENNETT,
Deputy Post Master General.

Calcutta, Genl. Post Office, }
the 17th September, 1851. }

*Extract of a Letter from Captain W. Shelly, Post
Master, Hyderabad, to C. P. Brown, Esq., Post
Master General, Fort Saint George, No. 197,
dated 5th September, 1851.*

That all Letters, Papers and Parcels, addressed to Warungull, should be superscribed *via* Secundrabad, instead of *via* Naericull as heretofore, the runners stationed between the latter station and Warungull having been removed, and posted on a direct route from Secundrabad to Warungull.

(True Extract.)

J. R. BURLTON BENNETT,
Deputy Post Master General.

NOTICE.—The Packets which contained the Letters, &c., posted at the General Post Office, on the 4th, 5th, 6th and 16th ultimo, shipped on board the "Margaret Skelly," for transmission to the Mauritius, was lost during the late Gale.

J. R. BURLTON BENNETT,
Deputy Post Master General, in Charge.
Calcutta, General Post Office, }
the 11th November, 1851. }

LIST of Remaining and Unclaimed Letters and Parcels that have accumulated between the months of July and September 1851.

H.

Hayward, Esq. G G—Calcutta.
 Hollenrueh, Mrs Mary—Chinsurah.
 Howe, Serjt Patrick—H M 70th Regt, Cawnpore.
 Hull, Esq Chas J—Lahore.
 Humbles, Mr P—Comdr of Ordnance, Calcutta.
 Hendry, Mr R—(Engineer) H C Steamer "Thames" to await his arrival at Dinafore.
 Hobson, Esq W—Meerut.
 Houston, Mr J H—Care of H E Bartels, Esq, Barrackpore.
 Haynes, Esq J A—(2 letters) Burdwan.
 Howie, Mrs Eliza—Regison Lane, Howrah, Calcutta.
 Hostmore, Mr—Dd Harbour.
 Hitchins, Capt—30th N I, Dinafore.
 Hill, Esq C J—Calcutta.
 Hallyburton, Mr—Chandernagore.
 Hawkes, Esq F N—(2 letters) Burrisaul.
 Hawtrey, Esq C H.—50th N. I. proceeding down the River, Ghazeeopore.
 Henry, Mrs W H—No. 15, Chowinghee, Calcutta.
 Hill, Major Rowland—Govt House, Barrackpore.
 Hughes, Lt E J—57th Regt N I, Mily Club, Calcutta.
 Harvey, Esq J—(2 letters) Benares.
 Hornby, Esq J—Jessore.
 Holland, Mr W J—Calcutta.
 Heyshem, Esq W—Asst Rev Surveyor, Hooghly.
 Harapiet, Miss S—S W Wellesley Esquire, Calcutta.
 Hart, Esq F—Patna.
 Hall, Mrs George—Passenger by Carriage Dawk from Benares, to await her arrival at the Dak Bungalow, Burdwan.
 Hough, Esq R B—Care of T Savie, Esq, Moisgunge, Krishnaghur.
 Higginson, Esq B—Purneah.
 Hudson, Mrs—Dacca.
 Hayden, Francis H—2nd Officer of the H C Steamer "Pluto," Calcutta.
 Halliday, Esq James—Messrs Bathgate and Co., Calcutta.
 Horst, Esq G P—Hansie.
 Hudson, Esq G E—Caragoda Faecty, care of J Savi, Esq, Krishnaghur.
 Hardie Mrs—Russell St. near the Roman Catholic Institution, Calcutta.
 Howard, Mr W H—Ship "Essex," Madras.
 Hensler, Serjt D—H M's 22nd Regt, Belgaum.
 Hudson, Esq Fredk—Solicitor, Calcutta.
 Hudson, Esq T—(2 letters) Atty at Law, Calcutta.
 Higgins, Esq W—Moozupperpore.
 Hodgetts, Esq T H—Howrah.
 Hick, Esq G H T—(2 letters) Moulmein.
 Howes, Capt Anthony—Care of Messrs Smith, Farie and Co., Calcutta.
 Hicks, Esq P—Rangoon.
 Hughes, Mr H P—Mr Dawson's, opposite the Australian Bank, Sydney, N S W.
 Hyde, Esq J T—Owner of the "Auckland" Str; Calcutta.
 H Mullick and Co., Messrs—Calcutta.
 Heyerdahl, Capt S A—(3 letters) Ship "Alfen."
 Hughes, Mr Thos—Ship "California."
 Holmes, Capt—Ship "Clemence."
 Henry, Mr Thos (Chief Mate)—(2 letters) Brig "Esperance."
 Harvey, Capt John—Barque "Emily."
 Hawkins, Mr Leonard—Ship "Geneva."
 Hasley, Mr Sylvester—Ship "Governor Davis."
 Harrison, Capt—Ship "Graham."
 Heron, Capt Robert—Barque "Hamoody."
 Hall, Capt—Ship "Isabella Blyth."
 Hibbert, Capt James—Ship "Lady Macnaghten."
 Hubert, Monsr le Capetain—Navare "La Fort."
 Henderson, Capt—Ship "Neptune"
 Hammack, Capt—Ship "Rifleman."
 Hawse, Thomas—Ship "Sir Robert Seppings."
 Helds, R—Ship "Sir Robert Seppings."
 Hawkes, Capt—Ship "Statesman."

Hopper, Capt J M—Ship "Sir Thomas Gaslyn."
 Hatton, Mr Charles A—Ship "Talavera."
 Hobson, Mr W—Schooner "Vixen."
 Hurry—Calcutta.

I. & J.

Joseph, Mr S—Midnapore.
 Jones, Mr Samuel—Asst Collector's Office, care of Mrs H Earnest, Purneah.
 Jones, Esq C W B—Superintendent of the Akbarjee, Burdwan.
 Jacobs, Esq John—No 16, Umratullah Gully, Calcutta.
 Jones, Esq W H S—No 11, Meredith's Lane, Calcutta.
 Josse, Mous—Mate a bord du Navire le "Melva," Calcutta.
 Jackson, Esq John—(2 letters) Ghazeeopore.
 Jaques and Co. Messrs—Puttyghur.
 Jowett, Lt W H—10th Regt M N I, Saugor.
 Johnstone, Esq J B G—(2 letters) Tirhoot.
 Johnson, Esq P S—Burriah Factory, Tirhoot.
 Jones, Esq W—Tirhoot.
 Jacob, Jr Mr—Gya.
 Jackson, Esq H—Jingeegotcha Faecty, Jessore.
 Jones, Lt T B—11th B N I, Bombay.
 Jones, Esq W R—(3 letters) Purneah.
 Johnson, Esq W S—(2 letters) Bhamulpore.
 Johnson, Esq A H—(3 letters) Purneah.
 Jervis, Revd C B—Calcutta.
 Johnson, Esq A W—(7 letters) Purneah.
 Jose, Esq W D—(2 letters) Thannah Balkisson, Burdwan.
 Inglis, Capt John—2 or 11th Bengal Cavalry, Bengal.
 Jaques, Samuel—To be left at the Post Office, Calcutta.
 Johnstone, Mr W A—Gowonghur, Calcutta.
 Isaac, Mrs E—Formerly Elizabeth South, Sydney.
 Jones, Esq W R—Tirhoot.
 Jacob, Mr Hussall—Calcutta.
 Ives, Mr J F—Brig "Ottawa."

K.

King, Mrs J—No 34, Grant's Lane, Calcutta.
 Kellock, Esq R T—Bandell, Hooghly.
 King, Mr F P—Dacca, or elsewhere.
 Kean, Capt L R—Calcutta.
 Kiermander, Esq T—(7 letters) Moysaudul, Tomlook.
 Keostreesing, Guemesnatin—(3 letters) Calcutta.
 Kelly, Pt J—H M 18th R I, Fort William, or elsewhere.
 Kirwan, Esq D—2nd Class Assistant to the Meridional Series, Midnapore.
 Kelso, Mr J—Rungpore.
 Kitchen, Capt J—Commander Ship "Duke of Lancaster," Calcutta.
 Kemp, Esq John—(3 letters) Singapore.
 Keys, Serjt T—Pensioner, residing in Ulley Gole, Sudder Bazaar, Calcutta.
 Krant, Mr W A—Calcutta.
 Knout, Mr C—Calcutta.
 Keeler, Mrs Hannah—To be left at the Post Office till called for, Calcutta.
 Kinloch, Esq F—Care of Messrs Borradale, Thompson, Pillans and Co, Cape of Good Hope.
 Knight, Mr J—Bow Bazar, Calcutta.
 Killock, Mr—Railway Surveyor, Howrah.
 Kennett, Pt Henry—Meerut, Bengal, India.
 Knight, Dr R C—Kohat.
 Kinsav, Esq E B—Paneput.
 K T Baboo Mr—Rada Bazar, Calcutta.
 Koylas Chunder Ghose, Messrs—Calcutta.
 Kaikhosree Khodabukhus Erany—Calcutta.
 Kirkpatrick, Capt Samuel—Brig "Esperance."
 Kaw, Captain—Ship "Lahore."
 Kurvat, Monsr Chas Matelot—Barque "Henri Joseph."
 King, Mr Charles—Ship "Madagascar."

(To be continued.)

J. R. BURLTON BENNETT,
 Deputy Post Master General.

Fort William, General Post Office,
 23rd December, 1851.

College of Fort William,
December 19th 1851.

NOTICE is hereby given, that an Examination will be held, on Friday the 16th January 1852, of Candidates for Certificates of qualification as College Teachers and as Regimental Moonshoes, according to Government Orders of the 25th May 1850, and General Orders by the President of the Council of India, dated 9th October 1850, respectively.

Candidates are requested to send in their names on or before the 10th January 1852.

G. T. MARSHALL,
Secy. to the College of Fort William.

NOTIFICATION.

FORT WILLIAM, THE 5TH NOVEMBER, 1851.

NOTICE is hereby given, that on Monday, the 12th January 1852, at the hour of Eleven o'Clock in the forenoon, will be put up to Sale at the Exchange Rooms at Calcutta, and sold by Public Auction, for Exportation by Sea, the undermentioned quantity of Opium, the Provision of 1850-51, subject to the following Conditions; viz.

Produce of Behar Agency,	Chests 1,920
Ditto of Benares ditto,	, 880

Total Chests 2,800

CONDITIONS OF SALE.

1st. The Opium will be sold for Exportation by Sea only, and no Certificate will be granted except to cover such Export.

2nd. The Opium will be ordinarily offered for Sale at an upset price of Rupees 400 per Chest, and sold to the highest bidder above that price, except under the circumstances for which Provision is made by Clause 12 of the Conditions of Sale.

3rd. The Sale shall commence at the hour of 11 A. M., and shall not be continued after the hour of 5 P. M., but if at that hour any of the lots advertized for Sale shall remain unsold, the Sale may, at the discretion of the Board of Revenue, be resumed on the next day following (not being Sunday or a Public Holiday,) at the hour of 11 A. M., and so on until the whole of the remaining lots are disposed of; or if the quantity of 2,800 Chests shall not be sold on the day advertized, the Board may dispose of the lots which remain on hand at a future Sale.

4th. Each lot to contain Five Chests.

5th. A deposit in a Promissory Note, either for 25 per Cent. even money, of the amount for which each lot is knocked down, or for Rupees 1,000, at the discretion of the Officer superintending the Sale, shall be made by the purchaser in the Sale Room, and before the lot is registered in the Sale Book, and all such Promissory Notes shall be redeemed on the part of the purchasers at this Office by Sub-Treasurer's Receipts, or by substitution of other Public Securities of the Bengal Government, on or before 4 o'Clock of the afternoon of Saturday, 17th January, or on the other hand failing such redemption by the time aforesaid, then the lot or lots for which no Sub-Treasurer's Receipts, or deposit of other Public Securities as aforesaid, shall have been delivered

in, shall be re-sold at such time or times and under such Conditions of Re-sale as the Board of Revenue shall see fit, and all losses and expenses whatsoever attending such Re-sale, shall be borne and paid by the defaulters, whilst any profit accruing from such Re-sale shall be forfeited to Government.

6th. The Promissory Notes taken on the day of Sale, under the last mentioned Condition if remaining unredeemed on the said 17th January, will be placed in the hands of the Attorney to the Hon'ble Company for realization in such manner as to him shall seem fit.

7th. No tender of Money, Sub-Treasurer's Receipts, or Public Securities on account of Opium, upon which the prescribed deposit may not have been made before 4 o'Clock of the 17th January, will be afterwards accepted.

8th. The Opium, now advertized for Sale, shall be paid for within 15 clear days from the day of Sale, that is to say, no Treasury Receipt will be accepted in payment after 4 P. M. of Wednesday, the 28th January 1852, and in case any lots of such Opium shall not be so paid for and adjusted, then the cash deposit of 25 per Cent. even money of the amount for which each lot is knocked down, or Rupees 1,000 for each lot, or any Public Securities that may have been deposited on account of such lots or chests shall be forfeited, and the Opium be disposed of on account of Government at such time and in such manner as the Board of Revenue shall think fit, and the first purchaser shall further be required to make good any loss or difference of price between that obtained at the Re-sale and the amount at which the Opium was first purchased, forfeiting all advantages that may arise from such Re-sale.

9th. Purchasers taking out Certificates or orders for the delivery of Opium, after making full payment as above prescribed, shall have the option of naming the number of lots of their purchase which they may desire to be included in each Certificate or order, and it is to be clearly understood that the Certificates or orders so taken out shall be considered final, and not afterwards changeable for other Certificates or orders authorizing the delivery of single lots or of a different number of lots or chests, whether more or less, than the number of lots or chests originally required to be included in each Certificate or order.

10th. No Sub-Treasurer's Receipts or deposit of Public Securities under the fifth of the present Conditions, will be received in this Office, except from the party recorded as the purchaser in the Sale Book or his authorized Agent. The receipt for deposit of Public Securities will be granted only in the name of such purchaser, and the Securities so deposited will be returned when clearance has been made by the said purchaser or his order.

11th. The Officer superintending the Sale, on the part of the Board of Revenue, is empowered to reject, at his discretion, the bid of any individual, unless such individual shall, on demand, tender at the time a deposit either in Bank of Bengal Notes, Sub-Treasurer's Receipts, or other Government Securities, equal to 25 per Cent. even money of the amount so bid, or Rupees 1,000 for each lot.

12. With a view to prevent fictitious biddings designed to obstruct the Sale, it is hereby notified, that the Officer of Government superintending the Sale, shall be competent at any time during the Sale to withdraw any unsold lot, and immediately to put it up again for Sale at a maximum upset

price, diminishing the same gradually until a bid is obtained, and the first *bona fide* bidder, for a lot after it has been offered for Sale in the mode here described, shall be held and declared to be the

purchaser of the said lot, and the Officer of Government superintending the Sale shall also be competent to dispose in the same manner of as many of the subsequent lots as he may think proper, provided always that no lot shall be sold below the minimum price of 400 Rupees specified in the 2nd Clause of these Conditions.

13. The purchaser of any lot shall have the option of naming and purchasing in immediate succession any number of lots of the same Agency Opium to the extent of Twenty-five lots, and for the lots so purchased, the purchaser shall deposit for each lot 25 per Cent. even money of the amount bid by him for the first lot, or Rupees 1,000 for each lot, and pay the same price per Chest as that for which he purchased his first lot, provided always that there remain a sufficient number of lots of that Opium to complete the said Twenty-five, but not otherwise.

14th. In the event of any dispute or difference touching or concerning any matter or question arising out of the Sale of the Opium included in this Notification, or adjustment of the account thereof, the same shall and may be tried and decided in the Supreme Court of Judicature at Fort William in Bengal, and all and every Plea and Pleas to the jurisdiction of the said Supreme Court shall be waived.

15th. The following papers, together with samples of the Opium for Sale, will be exhibited for inspection on the day of Sale, or may be previously to that date by application to the Office of the Junior Secretary to the Revenue.

No. 1.—Certificate of the Opium now advertised for Sale.

No. 2.—Report of the examination of such Opium.

16th. The public are hereby informed, that in providing the investment of the Behar and Benares Opium for the year 1850-51, the same precautions have been taken as those which have been observed during past years, to have the Drug procured and sent down in a pure state, to have only the prescribed quantity of leaves used in forming the Cakes, and to have the due proportion of Opium put into each Cake. An account of the weight of the Drug when packed at Behar and Benares, and a statement of the average weight of the Chests indiscriminately taken for the purpose of comparison from the despatches on arrival at Calcutta, may be seen on application at the Office of the Junior Secretary to the Board of Revenue, and further, that four Chests of Behar and Benares Opium, which have been reserved from the provision of the two preceding years, will be also shewn to the purchasers on the day of Sale, to enable them to judge of the state of preservation in which the Drug has kept.

17th. Any further information respecting weight or quality of the Opium advertised for Sale, that may be desired by parties connected with the Trade will, as heretofore, be furnished to them on application at the Office of the Board of Revenue, but in accordance with established usage, under no circumstances will the Board entertain or recognize any claim to compensation for loss from any alleged deficiency of weight,

abstraction of Opium or adulteration of the Drug, which may be preferred in reference to Chests after the sale and delivery of the Opium for shipment.

18th. The public are hereby informed, that in addition to the quantity abovementioned the following quantities, more or less, of Behar and Benares Opium of 1850-51, will be brought to Sale in the year 1852, on or about the dates specified below :

	Behar, about Chests	Benares, about Chests	Total, about Chests
On or about Tuesday, { 10th February 1852, }	1920	880	2800
On or about Wednesday, { 10th March 1852, ... }	1920	880	2800
On or about Monday, { 12th April 1852, }	1920	880	2800
On or about Monday, { 10th May 1852, }	1920	880	2800
On or about Thursday, { 10th June 1852, }	1920	880	2800
On or about Monday, { 12th July 1852, }	1920	880	2800
On or about Tuesday, { 10th August 1852, ... }	1920	880	2800
On or about Friday, { 10th September 1852, }	1920	880	2800
On or about Monday, { 11th October 1852, ... }	1920	880	2800
On or about Wednesday, { 10th November 1852, }	1920	880	2800
On or about Friday, { 10th December 1852, }	1892	869	2761
	21092	9669	30761

19th. It is hereby further notified, that under the 6th Article of the Convention between Great Britain and France, dated the 7th March 1815, quoted below, the Agents in India of the French Government, or persons duly appointed by them, are entitled to demand that, out of the quantities of Behar and Benares Opium declared as above for Sale at the Twelve Sales in the Months of January, February, March, April, May, June, July, August, September, October, November and December 1852, there shall be delivered to them at the average of the particular Sale or Sales to which the Opium so applied for may belong, a quantity, not exceeding in the aggregate 300 Chests, and the Agents of the French Government must make requisition for the whole of the Opium required by them during the year within 30 days after the publication of this advertisement, specifying the particular Sale or Sales from which the quantity of Opium is intended to be taken. If the Agents of the French Government shall not make the requisition for Opium within the time abovementioned, the entire quantity of about 33,561 Chests of Behar and Benares, as above estimated, will be brought to Sale in the usual manner, and if they shall make application for a quantity of Opium to be delivered to them out of the quantity advertised for Sale at each or any of the Twelve Sales abovementioned, but shall not pay for it within the prescribed period of payment, the Deputy Governor of Bengal reserves to himself the right of disposing of the Opium which the French Authorities may so fail

to pay for, either by increasing the quantity reserved at the Sale next ensuing the date of payment, or by selling it at a Sale to be held expressly for the purpose.

Article 6th. "With regard to the Trade in Opium it is agreed between the high contracting parties that at each of the periodical referred to. Sales of that article there shall be reserved for the French Government, and delivered upon requisition duly made by the Agents of His Most Christian Majesty, or by the persons duly appointed by them, the number of Chests so applied for, provided that such supply shall not exceed Three Hundred Chests in each year, and the price for the same shall be determined by the average rate at which Opium shall have been sold at every such periodical Sale; it being understood that, if the quantity of Opium applied for at any one time shall not be taken on account of the French Government by the Agents of His Most Christian Majesty within the usual period of delivery, the quantity so applied for shall nevertheless be considered as so much in reduction of the Three Hundred Chests hereinbefore mentioned: the requisitions for Opium as aforesaid are to be addressed to the Governor General at Calcutta, within thirty days after notice of the intended Sales shall have been published in the Government Gazette."

By order of the Board of Revenue, Fort William, the 5th November, 1851.

CECIL BEADON,
Junior Secretary.

COMMISSARIAT NOTICE.

SEALED Tenders will be received at the Executive Commissariat Office at the Presidency, up to 4 p. m. of the 16th February 1852, for the supply of the following Articles, for the Presidency Division, and on the march for one year, from the 1st May 1852.

Tenders will be received for each Article separately, agreeably to forms open to inspection at the above Office and not otherwise, and they will be opened and read on the 17th February 1852, at noon precisely, in the presence of such parties concerned as may choose to attend.

The sum noted opposite each item will be required as a deposit with corresponding Tender, and all further particulars may be obtained on application at the Commissariat Office.

Articles.	Depo- sit.	Articles.	Depo- sit.
	Co.'s Rs.		Co.'s Rs.
Bread for Troops,	500	Table Rice,.....	100
Bear Boats,.....	100	Rice for Elephants } and Olloh for ditto, }	100
Castor Oil,	300	Sugar, Benares,.....	100
Coffee,	200	Salt, Table and Com- mon,	100
Firewood,	100		
Gear for Elephants } and Bullocks,	100		

A. D. DICKENS, Lieutenant,
Sub-Assistant Commissary General.
Port William, Commissariat Office, }
the 5th January 1852.

COMMISSARIAT NOTICE.

SEALED Tenders will be received at the Executive Commissariat Office at Benares, up to 4 p. m. of the 1st March 1852, for the supply of Bread, Beef, Bhoossa, Butter, Gram, Eggs, Fowls, Firewood, Milk, Mutton, Otti, Rice, Sugar, Salt, Hospital Clothing, Quilts, Gear for Public Cattle, and Bedding for European Troops, for the Benares Division of the Army, for 1, 2, or 3 years respectively, commencing from 1st May 1852.

Tenders will be received for each Article separately, and accompanied by a deposit of not less than One Hundred Rupees. Forms to be had on application at the Executive Commissariat Office, and not otherwise; and they will be opened and read on the 2nd March 1852, at noon precisely, in the presence of such parties concerned as may choose to attend at the Office. Tenders to specify rates in words as well as figures.

H. A. DORIN, Dy. A. C. Genl.
Executive Commissariat Office, Benares, }
the 1st January 1852.

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of James Holt, of Waterloo Street, in Calcutta, carrying on trade and business as a Plumber, an Insolvent. Notice, that an application for an *ad interim* protection order has been this day made by the said Insolvent, and that such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Friday, the 16th day of January instant, at the hour of 10 o'clock in the forenoon.

"Any Creditor of the said Insolvent, desirous of opposing such application, do appear before the said Court at the time and place aforesaid."

Panioty, Attorney.

Chief Clerk's Office, 8th January 1852.

In the matter of James Holt, of Waterloo Street, in Calcutta, carrying on trade and business as a Plumber, an Insolvent. Notice, that the petition of the said Insolvent, seeking the benefit of the Act XI. Vic. Cap. XXI., was filed in the Office of the Chief Clerk, on the 8th day of January instant, and by an order of the same date, the Estate and Effects of the said Insolvent were vested in the Official Assignee.

In the matter of James Holt, of Waterloo Street, in Calcutta, carrying on trade and business as a Plumber, an Insolvent. On Thursday, the 8th day of January instant, It was ordered that the Hearing in this matter shall be on the 6th day of March next, and that the said Insolvent do then attend to be examined by the said Court.

Panioty, Attorney.

Chief Clerk's Office, 9th January 1852.

In the matter of Solimanjee Rajubally, Mahomedan Merchant, carrying on business at Calcutta and Bombay, formerly carrying on business at Bombay, in Co-partnership with Ibramjee Jewah and Mahomed Satahbhye Moonshee, under the firm of Ibramjee Jewah, an Insolvent. Notice, that an application for an *ad interim* protection order has been this day made by the said Insolvent, and that such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Friday, the 16th day of

January instant, at the hour of 10 o'clock in the forenoon.

¶ "Any Creditor of the said Insolvent, desirous of opposing such application, do appear before the said Court at the time and place aforesaid."

Newmarch, Attorney.

Chief Clerk's Office, 7th January, 1852.

In the matter of Solimanjee Rajubally, Mahomedan Merchant, carrying on business at Calcutta and Bombay, formerly carrying on business at Bombay, in Co-partnership with Ibrajee Jewah and Mahomed Salahbhye Moohshee, under the firm of Ibrajee Jewah, an Insolvent.

Newmarch, Attorney.

In the matter of John Armstrong Currie, at present of Intally, in the Suburbs of Calcutta, Registrar of Merchant Seamen, carrying on business at Intally aforesaid, as an Oil Manufacturer, and formerly carrying on business in partnership with one Roderick Mackenzie, as Auctioneers and Merchants, at Calcutta aforesaid, under the style of J. A. Currie and Co., an Insolvent.

his after-acquired property from all liability for debts, claims and demands of and against the said Insolvent, at the time of filing his petition for Relief.

Newmarch, Attorney.

In the matter of Nilmoney Dutt, of Thun Thunea, in Calcutta, writer, an Insolvent. Notice, that the petition of the said Insolvent, seeking the benefit of the Act XI, Vic. Cap. XXI., was filed in the Office of the Chief Clerk, on the 6th day of January instant, and by an order of the same date, the Estate and Effects of the said Insolvent were vested in the Official Assignee.

In the matter of Nilmoney Dutt, of Thun Thunea, in Calcutta, writer, an Insolvent. On Tuesday, the 6th day of January instant, It was ordered that the Hearing in this matter shall be on the 6th day of March next, and that the said Insolvent do then attend to be examined by the said Court.

Carruthers, Attorney.

In the matter of Sree-Gauth Chatterjee, of Mooktaram Baboo's Street, in Chorebagau, in Calcutta, late Naib Dewan in the service of Sree Mutty Ranee Sur-nemoye Dossee, of Moorschedabnd, an Insolvent. Notice, that the petition of the said Insolvent, seeking the benefit of the Act XI. Vic. Cap. XXL, was filed in the Office of the Chief Clerk, on the 5th day of January instant, and by an order of the same date, the Estate and Effects of the said Insolvent were vested in the Official Assignee.

In the matter of Greenauth Chatterjee, of Mooktaram Baboo's Street, in Chorebagau, in Calcutta, late Naib Dewan, in the service of Sree Mutty Ranee Sur-nemoye Dossee of Moorschedabnd, an Insolvent. On Monday, the 5th day of January, instant, It was ordered that the Hearing in this matter shall be on the 6th day of March next, and that the said Insolvent do then attend to be examined by the said Court.

Newmarch, Attorney.

Chief Clerk's Office, 8th January, 1852.

In the matter of David Marcar, of Armenian Street, in Calcutta, Merchant, and now a prisoner confined in the Common Jail of Calcutta, an Insolvent.

Notice, that an application for an ad interim protection Order has been this day made by the said Insolvent, and such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Friday, the 16th day of January, instant, at the hour of 10 o'clock in the forenoon.

¶ "Any Creditor of the said Insolvent, desirous of opposing such application, do appear before the said Court at the time and place aforesaid."

Templeton and Carapet, Attorneys.

Chief Clerk's Office, 10th January, 1852.

Bengal Mariners' & General Widows' Fund.

THE Annual General Meeting of Members of the above Institution, will be held at the Office of the undersigned, No. 2, Lyon's Range, on Thursday the 29th instant, at 11 o'Clock, A. M., for the inspection of the Accounts of the Society for the past year, and the consideration of such other matters as may be brought before the Meeting.

By order of the Directors,

DANL. M'DONALD, Secretary.

Calcutta, 5th January 1852.

Oriental Bank.

NOTICE is hereby given, that from and after the 31st instant, the business hitherto carried on by this Bank will be discontinued, and the business of the Company will be transacted by the Oriental Bank Corporation, in accordance with the terms of their Charter.

By order of the Court of Directors,

W.M. ANDERSON,
Manager.

Calcutta, 20th December 1851.

Oriental Bank Corporation.

THE Court of Directors do hereby give Notice, that on and after the 1st January 1852, the business of this Company will be conducted in the premises hitherto occupied by the Oriental Bank at Calcutta, and will consist of Exchange, Deposit, and Remittance on the usual terms, and in accordance with the provisions of Her Majesty's Royal Charter of incorporation, bearing date the 30th day of August 1851.

Mr. William Anderson is appointed Agent, and Mr. George Kilgour Ingelow is appointed Sub-Agent for the Corporation at Calcutta.

W. W. CARGILL,
Chief Manager.
Walbrook, London.

NOTICE is hereby given, under Section VI, Act I. of 1845, that the undermentioned Estates in Zillah Dimagepoor, will be put up to public and unreserved Sale at the Collector's Office of that District, on Wednesday, the 21st January 1852, corresponding with the 9th Maugh 1258 B. S., for Arrears of Revenue and other Demands which, by the Regulations and Acts in force, are directed to be realized in the same manner as Arrears of Revenue due on the last day of Aghun 1258.

Seq ⁿ	Class of Mehals.	Number of Mehals in the District Rent Roll or Register	Names of Mehals.	Recorded Proprietors.		Sudder Jumma.	Balance due up to the last date of 1258 B. S.	REMARKS.
				Permanently Settled Estates,	Ditto,			
1	Permanently Settled Estates,	356	Mouzah Madebpoor, Pergh. Booehaar, &c.,	Prossono Coomar Burall, Choony Lall	Burall and Rebutty Money Choudrance,	3239 7 7	1009 0 0	The Entire Estate will be sold.
1	Ditto,	371	Pergunnah Alleegha,	Ranee Joy Doorgah, Kistna Romonee and	Sankissur Rai,	5981 13 1½	493 8 0	Ditto ditto.
1	Ditto,	538	Mouzah Choonamun, Pergh. Delawurpoor, 204 Beegahs, 9 Chittacks,	Rannaryn Pal, .....	.....	52 2 3½	17 8 0	Ditto ditto.
1	Ditto,	648	Mouzah Bholanapoor, Pergh. Beeheenugur, 71 Beegahs, 11½ Chittacks,	Ramcoomar Surmah, .....	.....	36 7 4½	21 0 0	Ditto ditto.
1	Ditto,	736	Mouzah Malunchah, Pergunnah Booecharah, 70 Biggaahs, 7½ Chittacks,	Sha Sooltan Furaz Ally Burhana, .....	.....	24 11 3	2 0 0	Ditto ditto.
1	Ditto,	746	Mouzah Daneooree, Pergh. Beejanugur, 100 Beegahs,	Ununram Saha, &c., .....	.....	38 0 6½	15 0 0	Ditto ditto.

Dimagepoor, Collector's Office, the 31st December 1851.

NOTICE is hereby given, under Section VI, Act I. of 1845, that the undermentioned Estates in Zillah Rungpore, will be put up to public and unreserved Sale at the Collector's Office of that District, on Thursday, the 22nd January 1852, corresponding with the 10th Maugh 1258 B. S., for Arrears of Revenue and other Demands which, by the Regulations and Acts in force, are directed to be realized in the same manner as Arrears of Revenue due on the 29th October 1851.

Seq ⁿ	Class of Mehals.	Number of the Mehals on the District Rent Roll or Register.	Names of Mehals.	Recorded Proprietors.		Sudder Jumma.	Balance due up to the 29th October 1851.	REMARKS.
				2.	3.			
1.	Permanently settled Estate,	349	Talook Ghogra appertaining to Chuckla Bodah,	Luchmun Geer Sunnyassee, Suidessuree Debea, Rumbha Dassen, and Joy Money Dassen,	50 10 5	21 0 0	Entire Estate will be sold.	
1.	Ditto,	397	Talook Ghonga, Gatch Chuckla Kankeenah,	Hur Money Dassen,	230 4 6	65 0 0	Ditto ditto ditto.	

W. T. TROTTER, Collector.

Rungpore, Collector's Office, the 31st December 1851.

NOTICE is hereby given, under Section VI, Act No. I. of 1845, that the undermentioned Estates of Bengal Portion in Zillah Bhaugulpoor, will be put up to public and unreserved Sale at the Collector's Office of that District, on Friday, the 23rd day of January 1852, for Arrears of Revenue and other Demands which, by the Regulations and Acts in force, are directed to be realized in the same manner as Arrears of Revenue due on the 29th December 1851.

No. of Class.	Class of Mehal.	Name of Mehal.	Recorded Proprietor.	Sudder Jumma.	Balance due on the 29th day of December 1851.	REMARKS.
1	Permanently settled Mehal,.....	44 { Mouzah Munrezpoor, Pergunnah Kaukjoul,	Babooram Roy,	33 15 6	16 15 6	Entire Mehal to be sold.

Bhaugulpoor, Collector's Office, the 31st December 1851.

NOTICE is hereby given, under Section VI, Act No. I. of 1845, that the undermentioned Estates in Zillah Bhaugulpoor, will be subjected to public and unreserved Sale at the Collector's Office of that District, on Friday, the 23rd day of January 1852, for Arrears of Revenue and other Demands which, by the Regulations and Acts in force, are directed to be realized in the same manner as Arrears of Revenue due on the 29th December, 1851.

No. of Class.	Class of Mehal.	Name of Mehal.	Recorded Proprietors.	Sudder Jumma.	Balance due on the 29th day of December 1851.	REMARKS.
1	Permanently settled Mehals,	589 { Arazee Giureepoor, Oorf Khaira Gun-gapurshad, Pergunnah Bhaugulpoor, Arazee Sager of Omrao Sing, Jemadar in Mouzahs Futtelhpoor and Ram-poor, Pergunnah Bhaugulpoor, Jagher Land of Asraf, Jemadar in Mouzahs Madhopoor, Sulempoor and Nund-lapoor, Pergunnah Colgong,	Digumbur Lal, Purshad Misser, Mussamats Ummun, Jeecho, Pato and Bunno,	37 10 4 16 8 6 12 4 3	18 13 0 8 0 0 6 0 0	Entire Mehal to be sold. Ditto ditto. Ditto ditto.
1	Ditto Invalid Thanna, Bhaugulpoor, No. 2,	818	Mussamat Meerun, Sheikh Beetun, Mungloo, Sheikh Bhooda, Sheikh Soobrattee,	11 3 11	5 3 11	Ditto ditto.
1	Ditto Invalid Thanna, Colgong, No. 4, ...	1978	Jageer Land of Sumun Laskar in Monza Ekcharee, Pergunnah Bhaugulpoor,	33 5 2	16 8 0	Rights and Interests of Shewburat Ram, Baboo Lal and Ameen Chund will be sold.
1	Ditto Invalid Thanna, Sabzadabab, No. 18,	2077	Ageea Bullias, Pergunnah Suthee-aree,			
2	Estate not perma-nently settled,	2798	Shewburat Ram, Baboo Lal and Ameen Chund,			

Bhaugulpoor, Collector's Office, the 31st December 1851.

BAZETT W. COLVIN, Assistant Collector.

NOTICE is hereby given, under Section XVI. of Act I. of 1845, that the undermentioned Estates in Zillah Raishahye, will be put up to public and unreserved Sale at the Collector's Office of that District, on Thursday, the 22nd January 1852 A. D., corresponding with the 10th Magh 1258 B. S., for Arrears of Revenue due on the 28th December 1851.

No.	Class of Mehals.	Names of Mehals.	Recorded Proprietors.	Sunder Jumma.	Balance due on the 28th December 1851.
1	Permanently settled Mehals, ...	63	Hukissore Tullapatra, Gobind Kissore Tullapatra, Anund Chunder Sirkar, Government, Kashe Chunder Moiter, Bhyrub Chunder Chowdhury, Hursunduree Deb, widow of late Kishendhun Beshee, and mother and guardian of Keshubnath Beshee, minor, Krepamoe Debea, mother of Juguchunder and Madhub Chunder Laharee, in this Estate bearing a Sudder Jumma with Police tax Rs. 349-14-5, will be sold under the provisions of Act I. of 1845.	1192 0 2	107 2 7
"	Ditto,	468	Bonebareen, &c., Pergunna Katarmulla,	214 6 5	86 5 7
"	Ditto,	783	Mouzah Chundepore, Tappa Coosumbee,	109 3 2	38 3 8
"	Ditto,	786	Kt. Chundur Gantee, Pergl. Goyhatta,	82 5 11	41 0 0
"	Ditto,	1060	Kt. Chandparah, Pergh. Tegatchee, Kt. Bhoosungacha, Pergh. Gobindpore, Kt. Aukundpore, Pergh. Jeasenthoo,	66 2 2	34 0 0
"	Ditto,	1100	Kristanand Mozoondar, Ramsonduree Debea, mother of Raamolun Mozoondar, Jugudish Burmocharee,	168 12 10	65 11 7
"	Ditto,	1224	Kt. Ramfore, Tappa Coosumbee, Mouza Bhettoah, Tappa Beas,	76 9 5	50 8 0
"	Ditto,	1528	Hurchunder Chungdar,	37 5 4	17 0 0
"	Ditto,	1602	Rajendur Narain Bhadooree,	33 11 3	15 0 0
"	Ditto,	1813	Chunder Nath Bhadooree, Pergl. Chiwggong,	59 0 6	40 0 0

NOTICE is hereby given under Section I. Act I. of 1845, that the undermentioned Estate in Zillah Tirhoot, will be put up to public and unreserved Sale at the Collector's Office of that District, on Thursday, the 22nd January 1852, for Arrears of Revenue and other Demands which, by the Regulations and Acts in force, are directed to be realized in the same manner as Arrears of Revenue due on the 29th December 1851.

No. of Class of Mehal.	No. of the Mehal on the District Rent Roll or Register.	Name of Mehal and Pergh.	Recorded Proprietors.	Sudder Jumma.	Balance on the 29th December 1851.	REMARKS.
I. Permanently Settled Estate,	2824	Phullar, Pergh. Ruittee, ...	Shaikh Enaet Uly, for himself and Guar-dian of Shaikh Ahmed Ollah and Musst. Emanum and others, occupants,	584 12 6	146 3 0	Entire Mehal.

Tirhoot Collectorate, the 3rd January 1852.

NOTICE is hereby given, under Section VI. Act No. I. of 1845, that the undermentioned Estates in Zillah Midnapore, will be put up to public and unreserved Sale at the Collector's Office of that District, on Wednesday, the 28th day of January 1852, for arrears of Revenue and other Demands which, by the Regulations and Acts in force, are directed to be realized in the same manner as arrears of Revenue due on the 28th day of December 1851.

No. of Class of Mehal.	Number of Mehals in the District Rent Roll or Register.	Names of Mehals.	Recorded Proprietors.	Sudder Jumma.	Balance due on the 28th day of December 1851.	REMARKS.
I. Permanently Settled Estate,	177	Gopaul Kong, Chuck Rughoonath, as per Papers of Record-keeper, Pergh. Shalpore,	Sooropnarin Bose, Doollubram Bose, Jug-bundtoo Bose, Ramdhone Bose, and Brindabanee Dossee,	401 2 14	128 10 11	
	1053	Bar Bindabun, Pergunah Khandar,	Bippropersad Bhineya, Boistub Doss Mohapatte, Kumullochun Mohapatte and Oudiloychund Naug,	30 13 10	11 0 1	
	1142	Burdah, Pergh. Gagnapore,	Siddessar Paul and Modummohan Paul,	515 1 10	182 15 0	
	1728	Futtehpore, &c., Pergh. Beercool,	Neemchurn Chowdry and Sreebulub Chowdry,	200 14 7	185 5 0	
	2043	Ruthbar, Tuppah Bulrampore,	Ramnee Munjoora Dae and Manickram Paul,	80 9 1	27 13 0	

Midnapore Collectorate, the 6th January 1852.

H. V. BAYLEY, Offg. Collector.

NOTIOE is hereby given under Section VI. Act I. of 1845, that the undermentioned Estates in Zillah Patna, will be put to public and unreserved Sale at the Collector's Office of that District, on Saturday, the 24th January 1852, corresponding with 17th Maugh 1259 F. S., for arrears of Revenue and other Demands which, by the Regulations and Acts in force, are directed to be realized in the same manner as Arrears of Revenue due on the 29th December, 1851.

1.	2.	3.	4.	5.	6.	7.	8.
Class of Mehals.	No. of the Mehals in the District.	Names of Mehals.	Recorded Proprietors.	Sudder Jumma.	Balance due up to 29th December 1851.	Remarks.	
1. Permanently settled Mehals. }	18	{ Bustah, Pergunnah Pelitch,	Hukeem Syud Muhammad Hosein, father and guardian of Syud Abdool Sulam and Musst. Oomutool Ruheem, minors, Maliks and Malgoozars,	441 8 6	110 6 4	The entire Estate will be sold.	
Ditto,	116	{ Ghoosunda, Pergunnah Biswak,	Rampersaud, Malik and Malgoozar,	287 11 9	746 15 2	Ditto ditto ditto.	
Ditto,	135	{ Khujoora, Pergunnah Shahjehanpore,	Moulvi Kassim Ally, Moulvi Gowhur Ally, Fureed Buksh, Nasrur Khan, Sheikh Torab Ally, Munowur Ally, Dost Ally, Bahadoor Ally, Musst. Misrun, Sukhawut Ally, Mungoo, Mussts. Nizrun, Wuzeerun and Firmany, Seetulpersaud, Sheikh Jelaloodeen Hosein, Busharut Hosein, Musst. Koobun, Musst. Jaggo, wife of Sheikh Umjeet Hosein, and guardian of Mussts. Munerun, Nudearun and Zuhedun, daughters, Musst. Zuhoorun, Musst. Shurfun and Musst. Munglun, Maliks and Malgoozars,	2666 10 8	666 10 8	Ditto ditto ditto.	
Ditto,	437	{ Uzruqbeh Chundoway, Pergunnah Pilharah,	Khoob Lall, Malik and Malgoozar,	13 8 9	5 1 5	Ditto ditto ditto.	
4. Estates to be sold for Arrears of other Estates, }	"	{ Salarpore, Pergunnah Ghysapore,	Mungur Lall, Malik and Malgoozar,	214 6 5	457 12 4	It is proposed to dispose of the rights and interests in this Estate of Mungur Lall, self-sown rice and Moastajir for the recovery of Arrears of Revenue from him on account of Mehals Dhadupoor, Mundhpore and Salimpore. (Government Property.) Pergunnah Bhognapore, Advertisement issued under Sec. V. Act I. of 1843.	

Number.	2.	3.	4.	5.	6.	7.	8.	
Class of Mehals.	Names of Mehals.	Names of Mehals.	Names of Mehals.	Recorded Proprietors.	Sudder Jumma.	Balance due up to 29th December 1851.	Remarks.	
Estates to be sold for Arrears of other Estates.	" "	Chuk Mukdoompore Gowra, Pergunnah Tilhara,	Mukhun Lall, Kashinath and Jankeyram, Maliks and Malgoozars,	28 12 10	82	It is proposed to dispose of the rights and interests in this Estate of Jankeyram, for recovery of Arrears of Revenue of Mehal Ukharpore, Pergunnah Shahjehanpore.	Advertisement issued under Sec. V. Act I. of 1845.	
Ditto,	Era Juma and Kazeer Khunda Uzruqbeh Kusbeey Karib, Pergunnah Shahjehanpore,	Furzund Ally, Malik and Malgoozar,	Jungly Muhto, Horil Muhto, Dost Ally, Abbas Ally, Goolfear Ally and Cheraq Ally, Maliks, and Shaikh Muhamud Totab-ool Huq and others, Malgoozars,	5 4 3	627	4 5	It is proposed to dispose of the rights and interests in this Estate of Furzund Ally, security, for recovery of Arrears of Revenue of Mehal Ukharpore, Pergunnah Shahjehanpore.	Advertisement issued under Sec. V. Act I. of 1845.
Aymah Moostafapore Uriwan, Pergunnah Ditto,	Aymah Moostafapore Uriwan, Pergunnah Ditto,	Radhey Sing, Kunhya Sing, Juttadhar Sing, Jugdumnum Sing, Unmurjeet Sing, Nunkoo Lall, Rewut Lall, Golaub Sing, Balakee Sing, Motee Sing, Munroop Roy, Cheitram, Undinram, Shewtuhal Sing, Chowdry Keeruthnarin Sing, and Munnoo, Maliks and Malgoozars,	66 9 0	410 11 0	It is proposed to dispose of the rights and interests in Moontah Kullianpore, Lihuanj and Wallipore, Pergunnah Ghyspore, the property of Keeruthnarin Sing, security of Heen Lall Moortajir, for recovery of Government Balances due from the latter, on account Akbarry and Muhoor, Zillah Behar, for 1850-51.	Advertisement issued under Sec. V. Act I. of 1845, by the Collector of Behar, in accordance with the Sudder Board of Revenue's letter, No. 260, dated 1st February 1850.	JOHN KNOTT, Deputy Collector, in Charge.	
6. Estates to be sold on account of Demands realizable in the same manner as Arrears of Revenue,	Kullianpore, Dhunraj, Motulkay, Lot Muhamudpore, Pergunnah Ghyspore,	Byjenath Sing, Chowdry Keeruthnarin Sing, Dewan Doss Chowdry, Tuharut-ool Towheed, and Khemajeet Lall, Maliks and Malgoozars.	26 10 8					
Ditto,	" "							

NOTICE is hereby given, under Section VI. Act No. I. of 1845, that the undermentioned Estates in Zillah 24-Pergunnahs, will be put up to public and unreserved Sale at the Collector's Office of that District, on Saturday, the 31st day of January 1852, corresponding with the 19th Magh 1258, for Arrears of Revenue and other Demands which, by the Regulations and Acts in force, are directed to be realized in the same manner as Arrears of Revenue due on the 28th December 1851.

No. of Est. No.	Class of Mehals.	Names of Mehals.	Recorded Proprietors.	Sudder Juns. ma.	Balance.	REMARKS.
1.	Permanently Settled, ...	43 Kt. Pergunnah Hlateenghur, Kt. Bansbarreah, &c., 813 Kt. Pergunnah Baleah, Kt. Joypore, &c.,	Rijkisto Mitter, &c. Bhubanichurn Chandro, Rakhaloss Turudar, ... Blyrubee Dabee, &c. ...	125 5 8 14 13 5 56 15 10 32 11 7	31 5 3 4 8 1 39 7 5 10 12 6	{ The Rights and Interests of Motheschunder Roy, surely of the Farmer of Pergunnah Sydporeabad Tosekhally, Zil- lah Bakergunge, will be sold.
IV.	Estates to be sold for Ar- rears of Revenue due on ac- count of other Estates,.....	166 Pergunnah Calcutta, Kt. Dhukhinessur,	Moheschunder Roy, ... Calleenath Roy, &c.	176 1 0 1447 0 2569 0 6	... ... ... ... ... ...	{ Ditto ditto of Perionoth Roy, surely of ditto in 8 annas share of the Estate, ditto ditto.
678	Kt. Pergunnah Baleah, Kt. Baleah,	Ditto,	Ditto,	160 15 2	... ... ...	{ Ditto ditto of Calleenath Roy, surely of ditto ditto.
702	Pergunnah Aumeerabad, Kt. Duttoparah,	Ditto,	Ditto,	91 10 1	... ... ...	Ditto ditto ditto ditto ditto.
714	Kt. Pergunnah Ameerabad, Kt. Gholah,	Ditto,	Ditto,	177 6 4	... ... ...	Ditto ditto ditto ditto ditto.
958	Kt. Pergunnah Augurparah, Kt. Augurparah, &c.,		Moothooranath Roy,	230 12 4	... ... ...	{ Ditto ditto of Mothooranath Roy, surely of ditto ditto.
986	Kt. Pergunnah Pykehatty, Kt. Pykehatty,		Calleenath Roy, &c.	950 4 8	... ... ...	{ Ditto ditto of Perionath Roy, surely of ditto ditto.
1053	Kt. Pergunnah Gootleakutty, Kt. Gootleakutty, ...		Dwarkanath Dutt,	44 15 9	... ... ...	{ Ditto ditto of Dwarkanath Dutt, surely of ditto ditto.

NOTICE is hereby given, under Section V^{is} Act I. of 1845, that the undermentioned Estates, in Zillah Moorschedabad, will be put up to public and unreserved Sale, at the Collector's Office of that District, on Saturday the 24th January 1852, corresponding with 12th Magh 1258 B. S., for arrears of Land Revenue due up to the Kist of Aughun 1258 B. S.

No. of Class	Class of Mehalas.	Names of Mehalas.	Recorded Proprietors.	Sudder Jumma.	Balance of Revenue due up to the Kist of Aughun 1258 B. S.
1	Permanently settled,	111	Kt. Pergunnah Chund Nudde, ...	{ Cally Lochun, Nagoor Money, Ram Mohun Chowdoory, Denobundhoo, Shatcooree and Soonamonee,	{ 1292 8 10 160 13 10 The entire Mehal will be sold.
2	Ditto,	141	Turruf Juggodishpore,	{ Gokooldmoney and Sham Soondory { Chowdooran,	{ 1064 9 4 543 15 3 Ditto.
3	Ditto,	145	Kt. Turruf Jazeegram,	Sreedhur Day,	619 11 9 362 10 0 Ditto.
4	Ditto,	561	Kt. Kagrah,	Rantohul Parra,	182 14 1 87 3 6 Ditto.
5	Ditto,	585	Kt. Choopara,	Tej Chunder Ghose,	123 14 11 62 14 11 Ditto.
6	Ditto,	675	Kt. Balbarah,	{ Gonga Govindo Ghosal, Poolinbeharee, Bishonbur Sen, Bisoomoee Dassa, and { Ramdass Sen,	{ 160 12 4 44 14 7 Ditto.
7	Ditto,	928	Kt. Maleehautty,	Khetro Nath Dey,	91 1 9 25 10 4 Ditto.
8	Ditto,	1212	Kt. Bushnobpara,	Guldadbur Ghose,	28 1 4 9 1 11 Ditto.
9	Ditto,	1320	Turruf Ramnogore,	Dooga Suncro Bhottachargee,	25 13 7 16 4 2 Ditto.
10	Ditto,	1357	Bhoehaut,	Pucha Nun Lahoorey,	34 11 1 16 0 0 Ditto.
11	Ditto,	1460	Kt. Balochur Gopal Batty,	{ Cauzee Sarazul Huq and Dhorm { Chaund Lahata,	{ 10 14 2 2 9 1 Ditto.
12	Ditto,	4	BazarCharuchAully, settled mehal,	Mooocrooredar, Ram Coomar Biswas,.....	12 4 3 8 8 6 Ditto.
13	Resumed Mehal,...	31	Bill Nagoolhatta,	Shama Churn Ghose,.....	120 13 10 60 0 0 Ditto.

THOMAS C. LOCH,
Officiating Collector.

Moorschedabad Collector's Office, the 2nd January, 1852.

NOTICE is hereby given under Section VI, Act I. of 1845, that the undermentioned Estates in Zillah Shahabad, will be put to public and unreserved Sale at the Collector's Office of that District, on Saturday, the 24th January 1852, for arrears of Revenue and other demands, which by the Regulations, and Acts in force, are directed to be realized in the same manner as arrears of Revenue due on the 29th December 1851.

No. of Class	Class of Mehals.	No. of the Mehal on the District Rent Roll or Register.	Name of Mehal.	Recorded Proprietors.	Sudder Jumma.	Balance due on the 29th December 1851.
I.	Permanently Settled Estates,	{ 2548 2728	Kythee, Ph. Sasseram, Huthgawa, Ph. Ditto, Futtehpur, Ph. Peero,	Deokeenundun Singh, &c, ... Ramroop Pandey, Husun Zumma, &c,	1,280 0 0 66 15 6 74 10 0	179 8 8 44 2 6 24 12 0
II.	Estates not permanently Set- tled,	{ 3027 3053	Mownee, Ph. Sasseram,	Bishesur Singh,	55 4 10	27 13 10
III.						{ The prescribed notice under Section V. has been issued.
IV.	Estates to be sold for arrears due on account of other Estates,	{ 800 1687 2426	Chuck Shookool, Ph. Chounga, Mahour Soonere, Ph. Chynpore, Sonudeca, Ph. Arrah, ...	Ram Kishn, Surety, { Jug Mohun Singh, Ditto, ... Sha Kuburooddeen Ah- med, Surety,	111 3 5 1,402 10 8 302 8 0	57 2 0 75 12 0 24 5 6
V.						{ The rights and interests of the indivi- dual noted in column 5, are to be sold in satisfaction of balances due from Mouza Durhounleed, Ph. Chynpore, af- ter due notification under Section V. Ditto ditto ditto, from Arazee Jungle Chera, bordering on Sadurpoor Roopa- nundpoor, Ph. Chynpore, after due no- tification as above. Ditto ditto ditto, from Mouza Russool- poor Chundiwalleea, Ph. Sasseram, af- ter due notification as above.
VI.	Estates to be sold on ac- count of demands realiz- able in the same manner as arrears of Revenue, ...	{ 2243	Bhokurree, Ph. Sasseram, ...	Ranjeewun Singh, &c, ...	234 6 5	156 3 0
						{ To be sold in satisfaction of the amount due from Ranjeewun Singh, &c, on account fines for not nominating Put- warees, due notification under Section V, having been given.

SYED AZUMOODDEEN HUSSEN,
Deputy Collector or in charge of Collectorate.

Shahabad Collectorate, the 31st December, 1851.

North-Western Bank of India.

THE opinion of Counsel, which has been taken as resolved by the Shareholders at the last Half-yearly General Meeting, being favorable to the feasibility of registering the Bank under Act No. XLIII. of 1850, the Manager hereby calls a Special Meeting of the Shareholders for the purpose of resolving that the Company shall be registered under the said Act, to be held at the Bank Premises, No. 4, Old Council House Street, Calcutta, at Noon, on Tuesday, the 20th day of April 1852.

This notice is given in pursuance of and as required by the fourth Section of the said Act XLIII. of 1850.

JOHN O'B. TANDY,
Manager.

North-Western Bank of India,
Calcutta, 27th December 1851.

BANK OF BENGAL RATES.**DISCOUNT.**

Private Bills and Notes at or within 3 months,	10 per Cent.
Government Acceptances do.,	6 "

INTEREST CHARGED.

On Fixed Loans, not exceeding 3 months, on Deposit of Company's Paper,	8 "
On Deposit of Opium,	9 "
On Deposit of Metals and Indigo,	9 "
On Deposit of other Goods,	10 "
On Accounts of Credit, not exceeding 3 months, on Deposit of Company's Paper,	8½ "
On Deposit of Opium,	9½ "
On Deposit of Metals and Indigo,	9½ "
On Deposit of other Goods,	10½ "

W. GREY, Secy. & Treasurer.

Bank of Bengal,
Calcutta, 17th Sept., 1851.

Uncovenanted Service Family Pension Fund.

THE Fourteenth Annual General Meeting of Subscribers to the above Institution will be held in the Town Hall, on Tuesday the 27th January next, at 10 o'clock, a. m., to receive the Report of the Directors, and to consider such matters as may then be submitted.

By order of the Directors,

H. ANDREWS,
Secretary.

*Uncov. Service Family Pension Fund
Office, the 12th December, 1851.*

NOTICE.—Mr. William Blundell is admitted a Partner in our Firm:

LEACH, DIOGLES & CO.
Calcutta, 1st January 1852.

MISSING.—Halves of Bank of Bengal Notes, Nos. 30796 and 30797, each of 50 Rs. Payment has been stopped at the Bank.

JESSOP & CO.

NOTE.—First Half of a Bank of Bengal Note, No. 25890, for Co.'s Rs. Fifty, payment of which has been stopped at the Bank.

NOTICE.—The following Notes and Halves of Notes, it is believed, have been abstracted from certain Letters sent by Government Public Dak, as particularized below, viz.—

Posted in a Letter at Jeagunge, on the 11th Assin 1258, corresponding to September 26th 1851, First Halves of Bank of Bengal Notes,—

No. 11978, Rs. 250	.....
,, 25750, " 50	.....

Rs. 300

Posted in a Letter at Berhampore, on Assin 12th 1258, or 27th September 1851, Second Halves of above Notes.

Posted at Jeagunge, on Assin 18th 1258, or October 3rd 1851 respectively, the First and Second Halves respectively, of Bank of Bengal Notes,—

No. 18227, Rs. 50	.....
,, 17244, " 50	.....
,, 25925, " 100	.....

Rs. 200

Posted at Jeagunge, on Assin 24th 1258, or October 9th 1851, First Halves of Bank of Bengal Notes,—

No. 4595, Rs. 250	.....
,, 5375, " 250	.....
,, 19785, " 50	.....

Rs. 550

With one Whole Note, No. 5559, for Rs. 10.

The above were all addressed to the care of the Post Office at Bishenpur.

Any one attempting to negotiate any of the above Notes, will be held responsible for so doing.

NOTICE.—A Bank of Bengal Note, No. 11168, for Rs. 20, it is believed, was abstracted from a Letter posted on Assin 6th 1258, or September 21st 1851, at Berhampore, addressed to the care of the Kotulpore Dak Office. Any person negotiating the said Note, will be held responsible for so doing.

STOLEN.—Government Promissory Notes, as follows: No. 9773 of 1825-26, for Sa. Rs. 900, in favor of Connolly Ghose, Gourlall Ghose, and Mohunlall Ghose, No. 6482 of 1842-43, for Co.'s Rs. 1000, in favor of Connolly Ghose.

6th January 1852.

A GEOGRAPHICAL SKETCH OF THE BURMESE EMPIRE.

Reduced from the Edition published by permission of Government, to which is added part of SIAM and the DELTA of the GANGES towards Calcutta.

PRICE 5 RUPEES.

A few copies of the above Map remain on hand, and may be had of

T. BLACK,
Asiatic Lith. Press, 3 Hare Street, Calcutta.

JUST PUBLISHED.

And for Sale at the Exchange Hall,
AN INDEX to the Acts of the Legislative Assembly of India, from their commencement to the close of the year 1849.

By JAMES SMALL.



SUPPLEMENT TO

The Calcutta Gazette.

Published by Authority.

SATURDAY, JANUARY 10, 1852.

*Fort William, Home Department, Legislative,
The 9th January 1852.*

The following Draft of a proposed Act was read in Council for the first time on the 9th January 1852.

ACT NO.—OF 1852.

An Act to diminish the expense and delay of proceedings in Her Majesty's Courts within the Territories of the East India Company.

I. It shall be lawful for persons interested or claiming to be interested in any question cognizable in Her Majesty's Courts within the Territories of the East India Company on the Equity, Plea, Ecclesiastical or Admiralty sides thereof respectively, and including among such persons all lunatics, married women, and infants in the manner and under the restrictions hereinafter contained, to concur in stating such question in the form of a special case for the opinion of the said Courts, and it shall also be lawful for all Executors, Administrators and Trustees to concur in such Case.

II. The Committee of the estate of any lunatic interested or claiming to be interested in any such question as aforesaid may, after having been authorized in that behalf by the Court or any Judge thereof in which such special case is filed, concur in such case in his own name, and in the name and on the behalf of the lunatic.

III. A husband interested or claiming to be interested in right of his wife in any such question as aforesaid may concur in such case in his own name and in the name of his wife where the wife has no claim to any interest distinct from her husband, and a married woman having or claiming any interest in any such question as aforesaid distinct from her husband may in her own right concur in such case, provided that her husband also concurs therein.

IV. The guardian of any infant interested or claiming to be interested in any such question as aforesaid may concur in such case in the name and on the behalf of the infant, unless such guardian find an interest in such question adverse to the interest of the infant therein.

V. It shall be lawful for the said Courts, by

How special guardian to be appointed for a lunatic not found such by inquisition, or in the matter of any infant, upon the application of any person on the behalf of such lunatic, or upon the application of

such infant, by motion or petition, to appoint any person shown by affidavit to be a fit person, and to have no interest adverse to the interest of the lunatic or infant, to be the special guardian of such lunatic or infant for the purpose of concurring in such case in the name and on behalf of the lunatic or infant, and any such person so appointed may lawfully so concur. Provided always that it shall be lawful for the said Courts to require notice of such application to be given to such person, if any, as the Court shall think fit.

VI. In any case in which any such order as

Order to appoint special guardian of an infant may be discharged by Courts if made without notice.

by the said Courts in the matter of any infant without notice to the guardian of the infant, it shall be lawful for the said Courts, if they shall respectively think fit so to do, to discharge such order upon the application of such guardian, by motion or petition; and the said Courts, if they shall respectively think fit, may thereupon appoint some other fit person to be the special guardian of such infant for the purpose of such special case, and may also give such directions as may be necessary for substituting in such special case either the name of the guardian so applying, or of the special guardian so appointed, in lieu of the name of the special guardian so displaced. Provided always that the discharge of any Order appointing a special guardian shall not invalidate any thing which shall in the meantime have been done by such special guardian, unless the Court shall, upon notice to all parties, specially so direct.

VII. Every such special case shall be entitled

How special cases to be entitled of the parties interested or claiming to be interested as plaintiffs or plaintiff, and the others or other of them as defendants or defendant; and in the title to such cases, lunatics and infants shall be described as such, and their Committees, guardians, or special guardians named; and where in any such case a married woman is named as a

plaintiff, and her husband as a defendant thereto, a next friend of such married woman shall be named in the title to such case.

VIII. Every such special case shall concisely state such facts and documents as may be necessary to enable the Court to decide the question raised thereby; and upon the hearing of such case, the Court and the parties shall be at liberty to refer to the whole contents of such documents; and the Court shall be at liberty to draw from the facts and documents stated in any such special case any inference which the Court might have drawn therefrom if proved in a cause.

IX. Every such special case to which an infant or lunatic is a party by his guardian or special guardian shall also state how such guardian or special guardian was constituted; and where any married woman having or claiming any interest distinct from her husband is a party to such case, it shall be stated therein that she concurs in such case in her own right.

X. Every such special case shall be signed by Counsel for all parties, and shall be filed in the same manner as bills, plaints, or allegations are filed, and the defendants may appear thereto in the same manner as defendants appear to bills, plaints, or allegations, and no defendants shall be required to take an office copy of a special case, but an office copy thereof shall be taken by the plaintiff.

XI. After a special case shall have been filed, and the defendants shall have appeared thereto, all the parties to such special case shall be subject to the jurisdiction of the Court in the same manner as if the plaintiff in the special case had filed a bill, plaint, or allegation against the parties named as defendants thereto, and such defendants had appeared to such bill, plaint, or allegation, and upon the special case being filed and appearances entered thereto as aforesaid, all parties to such special case, shall, for the purposes of such special case, be bound by the statements therein.

XII. So soon as all the defendants shall have appeared to the special case, the same may be set down for hearing, and subpensas to hear judgment or notices of hearing, issued and served according to the practice of the said Courts.

XIII. It shall be lawful for the said Courts upon the hearing of any such special case as aforesaid, to determine the questions raised therein or any of them, and by decree or judgment to declare its opinion thereon, and, so far as the case shall admit of the same, upon the right involved therein, without proceeding to administer any relief consequent upon such declaration, and every such declaration of the said Court contained in any such decree or judgment shall have the same force and effect as such declaration would have had, and shall be binding to the same extent as such declaration would have been, if contained in a decree or judgment made in a suit between the same parties instituted by bill, plaint, or allegation; provided always, that if upon the hearing of such special case as aforesaid,

the Court shall be of opinion that the statements contained therein so far as the same affect the interest of any married woman, infant or lunatic are not true, or that the questions raised thereby or any of them cannot properly be decided upon

Proviso that such case, the same may be at Court may refuse such hearing, with the consent to decide. of all parties thereto, and of the Court, amended so as properly to raise such questions, or the said Court may refuse to decide the same.

XIV. Every executor, administrator, trustee, or other person making any payment or doing any act in contemplation to be afforded to Trustees by declaration in conformity with the declaration contained in any decree or judgment made or pronounced upon a special case shall in all respects be as fully and effectually protected and indemnified by such declaration, as if such payment had been made or act done under or in pursuance of the express order of the said Court made in a suit, action, or proceeding between the same parties instituted by bill, plaint, or allegation, save only as to any rights or claims of any person in respect of matters not determined by such declaration.

XV. Where any person shall be desirous to have a special case re-heard, or to appeal from the decision thereon, it shall be lawful for the said Courts respectively, upon application for that purpose, either at the time of the decree or judgment upon such special case being made, or at any time afterwards, and upon such conditions, if any, as the Court shall think fit, to order that the declaration contained in such decree shall not be acted upon for such time as the said Courts respectively shall think just.

XVI. The filing of a special case, and the entering of appearances thereto by the persons named as defendants therein, shall be taken to be a *lis pendens*.

XVII. Any documents referred to, in a special case, and any copies thereof or extracts therefrom, identified by the signature of the solicitors for all parties, may be produced and read at the hearing of such case, without further proof, and it shall be lawful for the said Courts respectively at any time after the filing of the special case, and the entering of appearances thereto by the persons named as defendants therein, to order any document, which may be admitted thereby to be in the possession of any party to such case, to be deposited and produced in such manner and for such purposes as the said Courts respectively shall think fit.

XVIII. It shall be lawful for the said Courts upon the application of the Executors or Administrators of any deceased person, by order to be made upon motion or petition of course, and to be in the form or to the effect set forth in the schedule hereto, with such variations as circumstances may require, to refer it to the Master of the said Courts respectively to take an account of the debts and liabilities affecting the personal estate of such deceased person, and to report thereon; provided always, that no such order shall be made until the expiration of one year next after the death of such

d deceased person, or pending any proceedings to administer the estate of such person, and in case at any time after the making of such order, any decree or order for administering the estate of such deceased person shall be made, it shall be lawful for the said Courts respectively, by such decree or order, to stay or suspend the proceedings under such order of course on such terms and conditions, if any, as to the said Courts respectively shall seem just.

XIX. It shall be lawful for any person who may have come in before the Master under any such order, and claimed to be a creditor upon the estate of the deceased person, or to have any demand upon such estate by reason of any liability, and whose debt or claim may not have been wholly allowed by the said Master, to apply to the Court making such order by motion, of which notice shall be given within fourteen days after the filing of the Master's Report, to have such claim allowed by such Court, either wholly or partially; and it shall be lawful for the said Executors or Administrators, and for any creditor of the deceased person who may be authorized by special leave of the said Court so to do, to apply to the said Court by motion, of which notice shall be given within the time aforesaid, to have any debt or claim allowed by the said Master disallowed by the said Court, either wholly or partially, and, at the expiration of fourteen days after the filing of the said report, the same shall, except as to any debt or claim as to which any such notice as aforesaid may have been given, be absolute, as if the same had been confirmed by order of the said Court.

XX. Upon the hearing of any such motion as aforesaid the said Courts respectively may either dismiss such motion, or may order the debt or claim to which such motion relates to be allowed or disallowed, as the case may be, and either wholly or partially, or may direct further inquiry or further proceedings, by way of action or otherwise, touching such debt or claim, and after such inquiry or proceedings may, upon further motion, deal with such debt or claim as to the said Courts respectively shall seem just: Provided always, that no new evidence shall be received by the said Courts upon the hearing of any such motion without special leave of the said Courts.

XXI. In case any debt or any certain liability shall have been allowed as aforesaid, and shall not within fourteen days after the report has become absolute as to such debt or liability, or after the same shall have been allowed by the said Court, be paid or provided for by appropriation to the satisfaction of the person who has established such liability, it shall be lawful for the said Courts respectively by order to be made, in case of any debt remaining due, upon the application by motion or petition of the person to whom the debt remains due, and on notice to the Executors or Administrators, and in case of any certain liability remaining unprovided for by appropriation, upon the application; by motion or petition of the person by whom such liability has been established, or of the Executors or Administrators, and on notice by the party applying to the other of them, to order payment of the debts which may have been allowed and remain unpaid, and to provide for the certain liabilities which

may have been allowed and remain unprovided for, in like manner as the same could or might have been paid or provided for in a suit for that purpose instituted by Bill, or to refer it to the Master to take an account of the debts and certain liabilities allowed as aforesaid which remain unpaid or unprovided for, and also the usual accounts of the personal estate of the deceased person, with all usual and proper directions; and every such order shall have the same force and effect and shall be prosecuted and carried on in like manner as a decree in a creditor's suit instituted by bill.

XXII. In case any contingent liability shall be allowed by the said report or by the said Courts respectively, it shall be lawful for the said Courts, by order, to be made upon the application of the Executors or Administrators, by motion or petition, on notice to the person who may have established such contingent liability, to order such sum of money, part of the estate of the deceased person, as to the said Courts respectively shall seem just, to be set apart and appropriated for answering such contingent liability, and to give such directions as the said Courts shall think fit touching the payment of such sum of money into Courts, and the investment thereof, and the payment, application, or accumulation of the interest or dividends thereof in the meantime and until the same shall be required to answer such liability, and when such liability shall be ascertained or determined, to give such directions as to the payment of such sum out of Court as the said Courts respectively shall deem right: Provided always, that no order to be made as aforesaid shall in any manner bind the assets so appropriated as against the persons entitled to the estate of the deceased subject to the contingent liability; and any person interested in such appropriated assets may apply to the Court touching the same, as he may be advised.

XXIII. After the filing of such report as aforesaid, it shall be lawful for the said Courts respectively upon the application of the Executors or Administrators of the deceased, by order, to be made on motion, to restrain by injunction any proceedings at law against them by any person having or claiming to have any demand upon the estate of the deceased by reason of any debt or liability other than the persons who may have established contingent liabilities under the said order for which no appropriation may have been made.

XXIV. In case no debt or liability, or no debt or liability other than a contingent liability, shall have been allowed as aforesaid, or in case any debt or liability other than as aforesaid shall have been allowed as aforesaid, then after the same shall have been paid or provided for by appropriation as aforesaid, all payments made by the Executors or Administrators, or any of them, on account of the estate of the deceased person, and all dispositions of such assets made by them or any of them on account of such estate, shall, as against all persons having or claiming to have any demand upon such estate by reason of any debt or liability, other than persons who may have established under the said order any contingent liability for which no such appropriation as aforesaid may have been made, be as good and effectual as if the same had been made

If debts or certain liabilities allowed, and not paid or provided for, order may be made for Payment or Accounts.

under a decree of the said Courts respectively: Provided always, that nothing herein contained shall in any manner affect or prejudice the rights of any creditor or other person having any demand or claim upon the estate of the deceased against any assets so paid or disposed of, or against the persons to whom such payment or disposition may have been made, or against any assets appropriated under the provisions of this Act, and the appropriation of which, if made under a decree of the said Court, in a suit to which he was not a party, would not have been binding upon him.

XXV. All exceptions for scandal, impertinence, and insufficiency, which according to the existing practice of the said Courts are referred to the Masters of the said Courts, shall

Exceptions for scandal, impertinence and insufficiency to be heard by the Court.
not any longer be so referred, but shall be heard and determined by the said Courts in the first instance.

XXVI. Notwithstanding any rule or practice of the said Courts to the contrary, it shall be lawful for the said Courts respectively, at the hearing of any cause or of any further directions therein, to receive proof by affidavit or otherwise

Power for Court, notwithstanding any rule, &c. to receive proof by affidavit.
of all proper parties being before the Court, and of all such matters as are necessary to be proved for enabling the said Courts respectively to order payment of any monies belonging to any married woman, and of all such other matters, not directly in issue in the cause, as in the opinion of the said Courts respectively may safely and properly be so proved.

XXVII. It shall be lawful for the said Courts respectively, from time to time, to make, rescind, and alter General Rules and Orders for better enabling the opinion of the said Courts respectively to be obtained on special cases, and for effectuating the purposes of this Act as to the debts and liabilities of deceased persons, and for making any provisions which may be or be deemed necessary or proper as to amendment, revivor and supplemental matter or relief, and as to costs of any proceedings under or in pursuance of this Act, and for regulating the times and form and mode of procedure and practice of the said Courts in respect of the matters to which this Act relates, and every of them, and so far as may be found expedient for altering the course of proceeding hereinbefore prescribed in respect to such matters or any of them, and generally for assimilating the practice of the said Courts respectively to that of the High Court of Chancery in England.

XXVIII. All such General Rules and Orders shall be laid before the Governor General of India in Council within one month after the making and issuing the same, and every such Rule or Order shall, from and after the time in that behalf to be appointed by the said Courts respectively, and if no time shall be so appointed, then from and after the making thereof, be binding and obligatory on the said Court respectively, and be of like force and effect as if the provisions therein contained had been expressly enacted by the Governor General of India in Council. Provided always, that if the said Governor General of India in Council shall, by any resolution passed at any time within six months

after such Rules, Orders, and Regulations shall have been laid before him, resolve that the whole or any part of such Rules or Orders ought not to continue in force, in such case the whole or such part thereof as shall be so included in such resolution shall, from and after such resolution, cease to be binding and obligatory on the said Court; provided that every such Rule or Order so expressed to be made in pursuance of this Act which shall not be laid before the Governor General of India in Council within the time by this Act limited for that purpose shall, from and after the expiration of such time, be absolutely void and of no effect. Provided always, that nothing in this clause contained shall be construed so that the said Rules or Orders should not be transmitted as heretofore to Her Majesty in Privy Council for approbation.

XXIX. In the meantime and until any such

General Rules or Orders shall be made, and in so far as the same, when made, shall not be applicable, the proceedings under this Act shall be governed and regulated by the provisions herein contained, so far as the same extend, and in so far as the same do not extend shall, as well with respect to the persons who ought to be made parties to special cases as in every other respect, be governed and regulated by the Rules, Orders and Practice of the said Courts respectively, in suits instituted by bill, so far as the same can be applied thereto; and subject to such General Rules and Orders as aforesaid, the costs of all proceedings under this Act, shall be in the discretion of the said Courts respectively.

XXX. All decrees and orders made under the

Decrees and Orders provisions of this Act, shall be subject to re-hearing, appeal, and to appeal, &c. review, and may be discharged and varied in the same and the like manner as decrees and orders of the said Courts made in suits instituted by bill.

XXXI. The following words and expressions

Interpretation of Terms. in this Act shall have the several meanings hereby assigned to them, unless there be something either in the subject or in the context repugnant to such construction:

Words importing the singular number only shall include the plural number, and words importing the plural number only shall include the singular number:

Words importing the masculine gender only shall include females:

The expression "Her Majesty's Courts" or "Courts" shall mean and include Her Majesty's Supreme Courts of Judicature at Bengal, Madras and Bombay, and also the Court of Judicature of the Straits Settlements.

The word "Lunatic" shall include idiots and persons of unsound mind, and whether found such by inquisition or not:

The word "Guardian" shall mean father or testamentary guardian, or guardian appointed by any of Her Majesty's Courts (not being a special guardian appointed under the Provisions of this Act.)

XXXII. This Act shall commence and take effect from and after the first day of one thousand eight hundred and fifty-two.

Schedule referred to by the foregoing Act, (Date.)
In the matter of A. B. late of _____ in
Banker (or as the case may be), deceased.

Upon motion this day made into this Court by Mr. _____ of Counsel for C. D. of

the executor (or administrator) of the abovenamed A. B. (or upon the humble petition of C. D. of _____ the executor (or administrator) of the said A. B. this day preferred unto the Supreme Court of Judicature at _____ for the reasons therein contained,) it is ordered. That it be referred to the Master of this Court in rotation to take an account of the debts and liabilities affecting the personal estate of the said A. B. and to compute interest on such of the said debts and liabilities as carry interest after the rate of interest the same respectively carry; and the said Master is to cause an advertisement to be published in the _____ Gazette and such other public papers as he shall think fit for the persons claiming in respect of any such debts or liabilities to come in before the said Master, and prove their debts and claims, and he is to fix a peremptory day for that purpose; and such of the creditors as shall not come in and prove their debts and claims by the time so to be limited, are to be excluded the benefit of this order; and it is ordered, that the Master do distinguish debts from liabilities, and liabilities certain from liabilities contingent; and it is ordered, that the personal estate of the said A. B. be applied in payment and satisfaction of such debts and liabilities of the said A. B. in a due course of administration; and for the better taking the said accounts and discovery of the matters aforesaid the parties are to produce before the Master, upon oath, all deeds, books, papers, and writings in their custody or power relating thereto, and are to be examined upon interrogatories as the said Master shall direct; and any of the parties are to be at liberty to apply to the Court as there shall be occasion.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be re-considered at the first meeting of the Legislative Council of India, after the 9th day of March 1852.

*
F. J. HALLIDAY,
Secy. to the Govt. of India.

*Fort William, Home Department, Legislative.
The 9th January, 1852.*

The following Draft of a proposed Act was read in Council for the first time on the 9th of January, 1852.

ACT NO. OF 1852.

An Act to amend the Law of Evidence.

Whereas it is expedient to amend the law of Evidence in divers particulars, It is hereby enacted as follows:

I. So much of Section I. of Act No. VII. of 1844 as provides that the said ~~Repeal of part of Section I. Act VII. of 1844.~~ Act shall "not render competent any party to any suit, action, or proceeding individually named in the record, or any lessor of the plaintiff or tenant of premises sought to be recovered in ejectment, of the landlord or other person in whose right any defendant in replevin may make cognizance, or any person in whose immediate and individual behalf any action may be brought or defended, either wholly or in part," is hereby repealed.

II. On the trial of any issue joined, or of any matter or question, or on any enquiry arising in any suit, action, or other proceeding in any of Her Majesty's Courts of Justice, or before any person having, by law, or by consent of parties, authority to hear, receive and examine evidence with respect to, or concerning any suit, action, or other proceeding in any of such Courts, the parties thereto, and the persons in whose behalf any such suit, action, or other proceeding, may be brought or defended, shall, except as hereinafter excepted, be competent and compellable to give evidence, either *viva voce*, or by deposition, according to the practice of the Courts, on behalf of either or any of the parties to the said suit, action, or other proceeding.

III. But nothing herein contained shall render any person, who in any criminal proceeding is charged with the commission of any indictable offence, or any offence punishable on summary conviction, competent or compellable to give evidence for or against himself or herself, or shall render any person compellable to answer any question tending to criminate himself or herself, or shall in any criminal proceeding render any husband competent or compellable to give evidence for or against his wife, or any wife competent or compellable to give evidence for or against her husband.

IV. Nothing herein contained shall apply to any action, suit, or proceeding in any Court of Common Law, or in any Ecclesiastical Court, instituted in consequence of adultery, or to any action for breach of promise of marriage.

V. Nothing herein contained shall repeal any provision contained in **Act XXV.** of 1838.

VI. Whenever any action or other legal proceeding shall henceforth be pending in any of Her Majesty's Courts, such Court and each of the Judges thereof may respectively, on application made for such purpose by either of the litigants, compel the opposite party to allow the party making the application to inspect all documents in the custody or under the control of such opposite party relating to such action or other legal proceeding, and, if necessary, to take examined copies of the same, or to procure the same to be duly stamped, in all cases in which previous to the passing of this Act, a discovery might have been obtained by filing a bill, or by any other proceeding in a Court of Equity at the instance of the party so making application as aforesaid to the said Court or Judge. Provided always that every such application shall be made as aforesaid before issue joined in any such action, and twenty-one days before the trial or hearing of any other legal proceeding.

VII. All proclamations, treaties, and other Acts of State of any Foreign State, or of the East India Company, or of any Territory under the Government of the East India Company, or of any British Colony, and all judgments, decrees, orders, and other judicial proceedings of any Court of Justice in any foreign State, or in any of the territories

Foreign and Colonial Acts of State, judgments, &c., provable by certified copies without proof of seal or signature or judicial character of person signing the same.

ries under the Government of the East India Company, or in any British Colony, and all affidavits, pleadings, and other legal documents filed or deposited in any such Court, may be proved in any of Her Majesty's Courts of Justice, or before any person having, by law or by consent of parties, authority to hear, receive, and examine evidence as aforesaid, either by examined copies, or by copies authenticated as hereinbefore mentioned; that is to say, if the document sought to be proved be a Proclamation, Treaty, or other Act of State, the authenticated copy to be admissible in evidence must purport to be sealed with the Seal of the Foreign State, or of the East India Company, or of the Territory under the Government of the East India Company, or of the British Colony to which the original document belongs; and if the document sought to be proved be a judgment, decree, order, or other judicial proceeding of any Foreign or Colonial Court, or of any Court within the Territories under the Government of the East India Company, or an affidavit, pleading, or other legal document filed or deposited in any such Court, the authenticated copy to be admissible in evidence, must purport either to be sealed with the Seal of the Foreign or Colonial Court or Court within the Territories under the Government of the East India Company to which the original document belongs, or in the event of such Court having no Seal, to be signed by the Judge, or if there be more than one Judge, by any one of the Judges of the said Court, and such Judge shall attach to his signature a statement in writing on the said copy that the Court whereof he is a Judge has no Seal; but if any of the aforesaid authenticated copies shall purport to be sealed or signed as hereinbefore respectively directed, the same shall respectively be admitted in evidence in every case in which the original document could have been received in evidence, without any proof of the Seal, where a Seal is necessary, or of the signature, or of the truth of the statement attached thereto, where such signature or statement is necessary, or of the judicial character of the person appearing to have made such signature and statement.

VIII. Every Register of a Vessel kept under

Registers of British Vessels and Certificates of Registry admissible without proof of signature.

Act X. of 1841, or under any of the Acts of Parliament, relating to the registry of British Vessels, may be proved in any of Her Majesty's Courts of Justice, or before any person having, by law or by consent of parties, authority to hear, receive, and examine evidence as aforesaid, either by the production of the original, or by an examined copy thereof, or by a copy thereof purporting to be certified under the hand of the person having the charge of the original, and which person is hereby required to furnish such certified copy to any person applying at a reasonable time for the same, upon payment of the sum of one Rupee; and every such Register or such copy of a Register, and also every Certificate of registry granted under the said Act or any of the Acts of Parliament relating to the registry of British Vessels, and purporting to be signed as required by law, shall be received in evidence in any of Her Majesty's Courts of Justice, or before any person having by law or by consent of parties authority to hear, receive, and examine evidence as aforesaid, as *prima facie* proof of all the matters contained or recited in such Register, when the Register or such copy thereof as aforesaid is produced, and of all the matters contained or recited in or endorsed on such Certificate of registry when the said Certificate is produced.

IX. Whenever in any proceeding whatever it may be necessary to prove the trial and conviction or acquittal of any person charged with any indictable offence, it shall not be necessary to produce the record of the Clerk of Court, of the conviction or acquittal of such person, or a copy thereof, but it shall be sufficient that it be certified or purport to be certified under the hand of the Clerk of the Court or other Officer having the custody of the records of the Court where such conviction or acquittal took place, or by the Deputy of such Clerk or other Officer, that the paper produced is a copy of the record of the indictment, trial, conviction, and judgment or acquittal, as the case may be, omitting the formal parts thereof.

X. Whenever any book or other document is of such a public nature as to be admissible in evidence on its mere production from the proper custody, and no statute or Act exists which renders its contents provable by means of a copy, any copy thereof, or extract therefrom, shall be admissible in evidence in any of Her Majesty's Courts of Justice, or before any person now or hereafter having, by law or by consent of parties, authority to hear, receive, and examine evidence as aforesaid; provided it be proved to be an examined copy or extract, or provided it purports to be signed and certified as a true copy or extract by the Officer to whose custody the original is entrusted, and which Officer is hereby required to furnish such certified copy or extract to any person applying at a reasonable time for the same, upon payment of a reasonable sum for the same, not exceeding four annas, for every folio of ninety words.

XI. If any officer authorized or required by this Act to furnish any certified copies or extracts shall wilfully certify any document as being a true copy or extract, knowing that the same is not a true copy or extract, as the case may be, he shall be guilty of a misdemeanor, and be liable, upon conviction, to imprisonment for any term not exceeding eighteen months.

Certifying a false document a misdemeanor.

XII. All Her Majesty's Courts within the British Territories under the Government of the East India Company, and every Judge and Justice of such Courts, and every Officer, Commissioner, Arbitrator or other person, now or hereafter having, by law or by consent of parties, authority to hear, receive, and examine evidence with respect to or concerning any suit, action, or other proceeding in any of such Courts, is hereby empowered to administer an oath to all such witnesses as are legally called before them respectively.

XIII. If any person shall forge the seal, stamp, or signature of any document in this Act mentioned or referred to, or shall tender in evidence any such document with a false or counterfeit seal, stamp, or signature thereto, knowing the same to be false or counterfeit, he shall be guilty of felony, and shall, upon conviction, be liable to transportation for seven years, or to imprisonment for any term not exceeding three years, nor less than one year, with hard labour; and whenever any such document shall have been admitted in evidence by virtue of this Act, the Court, or the person who shall have admitted the same, may, at the request of any party against whom the same is so admitted,

in evidence, direct that the same shall be impounded and be kept in the custody of some officer of the Court or other proper person, for such period, and subject to such conditions, as to the said Court, or person shall seem meet; and every person who shall be charged with committing any felony under this Act may be dealt with, indicted, tried, and, if convicted, sentenced, and his offence may be laid and charged to have been committed in the place in which he shall be apprehended or be in custody; and every accessory before or after the fact to any such offence may be dealt with, indicted, tried, and, if convicted, sentenced, and his offence may be laid and charged to have been committed in any place in which the principal offender may be tried.

XIV. This Act shall come into operation on the day of in the year 1852.

Ordered that the Draft now read be published for general information.

Ordered that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 9th day of March next.

FRED. JAS. HALLIDAY,
Secy. to the Govt. of India.

Fort William, Home Department, Legislative.

The 9th January, 1852.

The following Draft of a proposed Act was read in Council for the first time on the 9th of January 1852.

ACT NO. —— OF 1852.

An Act for further Improving the Administration of Criminal Justice in Her Majesty's Courts of Justice in the Territories of the East India Company.

Whereas offenders frequently escape conviction on their trials, by reason of the technical strictness of criminal proceedings in matters not material to the merits of the case; and whereas such technical strictness may safely be relaxed in many instances, so as to insure the punishment of the guilty, without depriving the accused of any just means of defence, and whereas a failure of justice often takes place on the trial of persons charged with felony and misdemeanor by reason of variances between the statement in the indictment on which the trial is had, and the proof of names, dates, matters, and circumstances therein mentioned, not material to the merits of the case, and by the misstatement whereof the person on trial cannot have been prejudiced in his defence, It is hereby enacted as follows :

I. From and after the coming of this Act into operation, whenever, on the trial of any indictment for any felony or misdemeanor, there shall appear to be any variance between the statement in such indictment and the evidence offered in proof

The Court may amend certain variances not material to the merits of the case, and by which the defendant cannot be prejudiced in his defence, and may either proceed with or postpone the trial to be had before the same or another jury.

thereof, it shall and may be lawful for the Court before which the trial shall be had, if it shall consider such variance not material to the merits of the case, and that the defendant cannot be prejudiced thereby in his defence on such merits, to order such indictment to be amended, according to the proof, by some officer of the Court or other person, both in that part of the indictment where such variance occurs, and in every other part of the indictment which it may become necessary to amend, on such terms as to postponing the trial to be had before the same or another jury, as such

Court shall think reasonable; and after any such amendment the trial shall proceed, whenever the same shall be proceeded with, in the same manner in all respects, and with the same consequences, both with respect to the liability of witnesses to be indicted for perjury and otherwise, as if no such variance had occurred: provided that, in all such cases where the trial shall be so postponed as aforesaid, it shall be lawful for such Court to respite the recognizances of the prosecutor and witnesses, and of the defendant and his surety or sureties, if any, accordingly, in which case the prosecutor and witnesses shall be bound to attend to prosecute and give evidence respectively, and the defendant shall be bound to attend to be tried, at the time and place to which such trial shall be postponed, without entering into any fresh recognizances for that purpose, in such and the same manner as if they were originally bound by their recognition to appear and prosecute, or give evidence, at the time and place to which such trial shall have been so postponed: provided also, that where any such trial shall be to be had before another jury, the crown and the defendant shall respectively be entitled to the same challenges as they were respectively entitled to before the first jury was sworn.

II. Every verdict and judgment which shall be given after the making of any amendment valid after amendments.

Verdicts and judgments under the provisions of this Act, shall be of the same force and effect in all respects as if the indictment had originally been in the same form in which it was after such amendment was made.

III. If it shall become necessary at any time, for any purpose whatsoever to draw up a formal record in any case where any amendment shall

Records to be drawn up in amended form without noticing the amendments. any amendment shall have been made under the provisions of this Act, such record shall be drawn up in the form in which the indictment was after such amendment was made, without taking any notice of the fact of such amendment having been made.

IV. In any indictment for murder or manslaughter preferred after the coming of this Act into operation, it shall not be necessary to set forth the manner in which, or the means by which, the death of the deceased was caused, but it shall be sufficient, in every indictment for murder, to charge that the defendant did feloniously, wilfully, and of his malice aforethought kill and murder the deceased, and it shall be sufficient in every indictment for manslaughter to charge that the defendant did feloniously kill and slay the deceased.

V. In any indictment for forging, uttering, stealing, embezzling, destroying, or concealing, or

Forms of indictment in cases of forgery and uttering, stealing, and embezzling, or for obtaining by false pretences, any instrument, it shall be sufficient to describe such instrument by any name or designation by which the same may be usually known, or by the purport thereof, without setting out any copy or fac-simile thereof, or otherwise describing the same, or the value thereof.

VI. In any indictment for engraving, or making the whole or any part of any instrument, matter or thing whatsoever, or for using or having the unlawful possession of any plate, or other material

upon which the whole or any part of any instrument, matter, or thing whatsoever shall have been engraved or made, or for having the unlawful possession of any paper upon which the whole or any part of any instrument, matter, or thing whatsoever shall have been made or printed, it shall be sufficient to describe such instrument, matter, or thing by any name or designation by which the same may be usually known, without setting out any copy or fac-simile of the whole or any part of such instrument, matter, or thing.

VII. In all other cases, wherever it shall be necessary to make any averment in any indictment as to any instrument, whether the same consists wholly or in part of writing, print, or figures,

it shall be sufficient to describe such instrument by any name or designation by which the same may be usually known, or by the purport thereof, without setting out any copy or fac-simile of the whole or any part thereof.

VIII. From and after the coming of this Act

Intent to defraud particular persons need not be alleged or proved in cases of forgery, uttering, or false pretences.

into operation, it shall be sufficient in any indictment for forging, uttering, offering, disposing of, or putting off any instrument whatsoever, or for obtaining or attempting to obtain any property by false pretences, to allege that the defendant did the act with intent to defraud, without alleging the intent of the defendant to be to defraud any particular person: and on the trial of any of the offences in this section mentioned, it shall not be necessary to prove an intent on the part of the defendant to defraud any particular person, but it shall be sufficient to prove that the defendant did the act charged with an intent to defraud.

IX. And whereas offenders often escape conviction by reason that

A party indicted for felony or misdemeanor may be found guilty of an attempt to commit the same, and shall be liable to the same consequences as if charged with and convicted of the attempt only. No person so tried to be afterwards prosecuted for the same.

or misdemeanor, it shall appear to the jury upon the evidence that the defendant did not complete the offence charged, but that he was guilty only of an attempt to commit the same, such person shall not by reason thereof be entitled to be acquitted, but the jury shall be at liberty to return as their verdict that the defendant is not guilty of the felony or misdemeanor charged, but is guilty of an attempt to commit the same, and thereupon such person shall be liable to be punished in the same manner as if he had been convicted upon an indictment for attempting to commit the particular felony or misdemeanor charged in the said indictment; and no person so tried as herein lastly mentioned shall be liable to be afterwards prosecuted for an attempt to commit the felony or misdemeanor for which he was so tried.

X. And whereas it is enacted by the 8th Section of Act XXXL of 1838

Repeal of the 8th Section of Act XXXL of 1838. that "on the trial of any person for any of the offences before mentioned, or for any felony whatever where the crime charged shall include an assault against the person, it shall be lawful for the jury to acquit of the felony, and to find a verdict of guilty of assault against the person indicted, if the evidence shall warrant such finding;" and

whereas great difficulties have arisen in the construction of such enactment: for remedy thereof it is enacted that the said enactment shall be and the same is hereby repealed.

XI. If upon the trial of any person upon any indictment for robbery,

On the trial of an indictment for robbery, the jury may convict of an assault with intent to rob; no person so tried to be afterwards prosecuted for the same.

it shall appear to the jury upon the evidence that the defendant did not commit the crime of robbery, but that he did commit an assault with intent to rob, the defendant shall not by reason thereof be entitled to be acquitted, but the jury shall be at liberty to return as their verdict that the defendant is guilty of an assault with intent to rob, and thereupon such defendant shall be liable to be punished in the same manner as if he had been convicted upon an indictment for feloniously assaulting with intent to rob; and no person so tried as is herein lastly mentioned shall be liable to be afterwards prosecuted for an assault with intent to commit the robbery for which he was so tried.

XII. If upon the trial of any person for any

Person tried for misdemeanor or not to be acquitted if the offence turn out to be felony, unless the Court so direct.

misdemeanor, it shall appear that the facts given in evidence amount in law to a felony, such person shall not by reason thereof be entitled to be acquitted of such misdemeanor; and no person tried for such misdemeanor shall be liable to be afterwards prosecuted for felony on the same facts, unless the Court before which such trial may be had shall think fit, in its discretion, to discharge the jury from giving any verdict upon such trial, and to direct such person to be indicted for felony, in which case such person may be dealt with in all respects as if he had not been put upon his trial for such misdemeanor.

XIII. If upon the trial any person indicted for

Persons indicted for embezzlement, as a clerk, &c., not to be acquitted if the offence turn out to be larceny, and vice versa.

embezzlement as a clerk, servant, or person employed for the purpose, or in the capacity of a clerk or servant, it shall be proved that he took the property in question in any such manner as to amount in law to larceny, he shall not by reason thereof be entitled to be acquitted, but the jury shall be at liberty to return as their verdict that such person is not guilty of embezzlement, but is guilty of simple larceny, or of larceny as a clerk, servant, or person employed for the purpose, or in the capacity of a clerk or servant, as the case may be, and thereupon such person shall be liable to be punished in the same manner as if he had been convicted upon an indictment for such larceny; and if upon the trial of any person indicted for larceny it shall be proved that he took the property in question in any such manner as to amount in law to embezzlement, he shall not by reason thereof be entitled to be acquitted, but the jury shall be at liberty to return as their verdict that such person is not guilty of larceny, but is guilty of embezzlement, and thereupon such person shall be liable to be punished in the same manner as if he had been convicted upon an indictment for such embezzlement; and no person so tried for embezzlement or larceny as aforesaid shall be liable to be afterwards prosecuted for larceny or embezzlement upon the same facts.

XIV. If upon the trial of two or more persons

Upon an indictment for jointly receiving persons, ceiving any property, it guilty of separately receiving shall be proved that one or more of such persons